

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

2023-1

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A meeting of the Board of Trustees of the Incorporated Village of Freeport was held on Tuesday, September 12, 2023 at 5:00 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	
Christopher L. Squeri	Trustee	
Evette B. Sanchez	Trustee	Excused
Howard E. Colton	Village Attorney	
Pamela Walsh Boening	Village Clerk	

At 5:00 P.M., Mayor Kennedy convened in the main conference room and led in the Pledge of Allegiance.

No residents were present.

At 5:01 P.M., it was moved by Deputy Mayor Ellerbe, seconded by Trustee Martinez and 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	Not Present
Trustee Sanchez	Excused
Mayor Kennedy	In Favor

At 5:30 P.M., motion was made by Trustee Martinez, seconded by Mayor Kennedy 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	Not Present
Trustee Sanchez	Excused
Mayor Kennedy	In Favor

Approximately four (4) residents were present.

Deputy Mayor Ellerbe led in the Pledge of Allegiance.

At 5:32 P.M. Trustee Squeri joined the meeting via video conference.

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It was moved by Trustee Martinez, seconded by Deputy Mayor Ellerbe, and carried to approve the Board of Trustees Minutes of August 28, 2023.

The Clerk polled the Board as follows:

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

It was moved by Deputy Mayor Ellerbe, seconded by Trustee Martinez to approve the following decision:

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

**DATE:** August 28, 2023

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

The hearing resumed on August 3, 2023. Doug Weinert of Gross Polowy appeared on behalf of Mr. Cooper. Deputy Village Attorney Robert McLaughlin explained the status of the property, including the dangerous condition of the front steps and porch. He again explained that

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the judgment of foreclosure and sale is going forward. He said his understanding is that the property is vacant and has been secured and winterized. They are waiting for further response with regard to how the issue will be addressed. The Board explained that the condition is unsafe, and if there is no timeframe for completion, the Village would move forward with the repairs.

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

The Clerk polled the Board as follows:

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

It was moved by Deputy Mayor Ellerbe, seconded by Trustee Martinez to approve the following decision:

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

**DATE:** August 28, 2023

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

The Superintendent of Buildings, Sergio Mauras explained that 236 North Columbus has been vacant in excess of eight years. The lower level first floor, has boards, plywood boards to

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secure the property. He is looking for access to the property to remove the boards, reinstall them from the inside, painted white, and have plexiglass installed on the exterior to make the property more presentable, pursuant to Freeport Village Code §128-66. There is also a side door with an unsecured board. The side door should be replaced. The Village has also done numerous lot clearances on this vacant property. There was no response from the owners or attorneys.

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

The Clerk polled the Board as follows:

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

Motion was Trustee Martinez, seconded by Deputy Mayor Ellerbe to approve the Parade and Public Assembly Permit Application submitted on behalf of the Freeport Public Schools to hold a 5K Walk on September 23, 2023, from 9:00 A.M. to 11:00 A.M. beginning and ending at Leo F. Giblyn School.

The Clerk polled the Board as follows:

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

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

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

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**WHEREAS**, the firm Forchelli Deegan Terrana represented the tax certiorari petitioner in the below settlement negotiation:

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

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

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

Year	EQ	Current AV	Proposed AV	Reduction	Tax Rate	Refund
2018/19	0.0180	20,485	18,000	2,485	0.62296	\$1,548.06
2019/20	0.0172	20,485	17,200	3,285	0.62296	\$2,046.42
2020/21	0.0162	20,485	16,200	4,285	0.62296	\$2,669.38
2021/22	0.0151	20,485	15,100	5,385	0.62296	\$3,354.64
2022/23	0.0150	20,485	15,000	5,485	0.62296	\$3,416.94
2023/24	0.0130	20,485	13,000	7,485	0.61649	\$4,614.43
Current MV		1,575,769	Settled MV	\$1,000,000	Refund	\$17,649.87

**62/177/201-209 - 361 Woodcleft Ave**

	EQ	Current AV	Proposed AV	Reduction	Tax Rate	Refund
2018/19	0.0180	7,462	6,557	905	0.62296	563.90
2019/20	0.0172	7,462	6,265	1,197	0.62296	745.44
2020/21	0.0162	7,462	5,901	1,561	0.62296	972.37
2021/22	0.0151	7,462	5,500	1,962	0.62296	1,221.98
2022/23	0.0150	7,462	5,464	1,998	0.62296	1,244.68
2023/24	0.0130	7,462	4,735	2,727	0.61649	1,680.88
Current MV		\$574,000	Settled MV	\$364,267	Refund	\$6,429.26

**62/177/311 & 314 - 361 Woodcleft Ave**

	EQ	Current AV	Proposed AV	Reduction	Tax Rate	Refund
2018/19	0.0180	10,678	9,383	1,295	0.62296	806.94
2019/20	0.0172	10,678	8,966	1,712	0.62296	1,066.72
2020/21	0.0162	10,678	8,444	2,234	0.62296	1,391.44
2021/22	0.0151	10,678	7,871	2,807	0.62296	1,748.64

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2022/23	0.0150	10,678	7,819	2,859	0.62296	1,781.11
2023/24	0.0130	10,678	6,776	3,902	0.61649	2,405.31
Current MV		\$821,385	Settled MV	\$521,259	Refund	\$9,200.16

62/177/315,417 - 369 Woodcleft Ave

	EQ	Current AV	Proposed AV	Reduction	Tax Rate	Refund
2018/19	0.0180	2,345	2,061	284	0.62296	177.21
2019/20	0.0172	2,345	1,969	376	0.62296	234.26
2020/21	0.0162	2,345	1,854	491	0.62296	305.58
2021/22	0.0151	2,345	1,729	616	0.62296	384.02
2022/23	0.0150	2,345	1,717	628	0.62296	391.15
2023/24	0.0130	2,345	1,488	857	0.61649	528.23
Current MV		\$180,385	Settled MV	\$114,474	Refund	\$2,020.45

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

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

**NOW THEREFORE BE IT RESOLVED**, that the above-listed tax certiorari settlement be approved and that the Assessor is hereby authorized to adjust the 2023/2024 Final Assessment Roll and that the Treasurer be approved to issue said refund for the amounts cited hereinabove, for a total of \$17,649.87.

The Clerk polled the Board as follows:

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

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

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

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

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

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

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

The Clerk polled the Board as follows:

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

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

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

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

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

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

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

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Grants Administrator, the Mayor (or his designee) be and hereby is authorized to sign any documentation necessary to submit a grant application to the New York State Department of State for the NY Forward grant program.

The Clerk polled the Board as follows:

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

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

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

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

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

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

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

The Clerk polled the Board as follows:

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

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

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

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

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

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

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

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

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

The Clerk polled the Board as follows:

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

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

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

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

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

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

**WHEREAS**, this repair will be charged to the Armory’s Budget FYE 2024 (A698904-540300 – Maintenance of Buildings and Grounds) of which funds are not available and will need to be transferred from contingency; and

**NOW THEREFORE BE IT RESOLVED**, that based upon the recommendation of the Superintendent of Public Works, the Village Clerk be and hereby is authorized to publish a Notice to Bidders for the “Rehabilitation of the Roof Replacement at the Freeport Armory East Building” in the Freeport Herald and other relevant publications on September 14, 2023, with the specifications available from September 18, 2023 through September 29, 2023, with a return date of October 3, 2023.

The Clerk polled the Board as follows:

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

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

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

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

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

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

**WHEREAS**, this repair will be charged to the Armory’s Budget FYE 2024 (A698904-540300 – Maintenance of Buildings and Grounds) of which funds are not available and will need to be transferred from contingency; and

**NOW THEREFORE BE IT RESOLVED**, that based upon the recommendation of the Superintendent of Public Works, the Village Clerk be and hereby is authorized to publish a Notice to Bidders for the “Window and Door Replacement at the Freeport Armory East Building

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at the Freeport Armory East Building” in the Freeport Herald and other relevant publications on September 14, 2023, with the specifications available from September 18, 2023 through September 29, 2023, with a return date of October 3, 2023.

The Clerk polled the Board as follows:

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

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

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

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

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

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

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

The Clerk polled the Board as follows:

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

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

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

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

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

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

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

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

The Clerk polled the Board as follows:

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

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

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

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

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**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.

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The Clerk polled the Board as follows:

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

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

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

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

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

1. The proposed action will not result in a substantial adverse change in the existing air quality, ground or surface water quality, traffic or noise level, will not affect solid waste production, and will not affect erosion, flooding, leaching or drainage problems.
2. The proposed action will not result in the removal or destruction of large quantities of vegetation or fauna nor interfere with the movement or any resident or migratory fish or wildlife species, nor impact on a significant habitat area, nor result in any other significant adverse effect to natural resources.
3. The proposed action will not encourage or attract a large number of people.
4. The proposed action is consistent with the community's current plans and goals for enforcement of Village laws.
5. The proposed action would not impair the character or quality of important historical, archeological, architectural or aesthetic resources of the Village.

September 12, 2023

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

2023-15

2023-15

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	Excused
Mayor Kennedy	In Favor

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

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

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

**WHEREAS**, this Board determines that the proposed action is an unlisted action, as that term is defined in the New York State Environmental Quality Review Act, herein after referred

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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.

2023-16

2023-16

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:

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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.

2023-17

2023-17

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

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

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

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

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

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

September 12, 2023

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2023-18

2023-18

- 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	Excused
Mayor Kennedy	In Favor

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

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

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

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

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

The Clerk polled the Board as follows:

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

2023-19

2023-19

Mayor Kennedy

In Favor

Deputy Mayor Ellerbe offered the following resolution and moved its adoption:

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

Recitals

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

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

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

Now, therefore, be it

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

September 12, 2023

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

2023-20

2023-20

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

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

is hereby amended to read as follows:

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

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

Section 1. The Village of Freeport, in the County of Nassau, New York (herein called the “Village”), is hereby authorized to issue bonds in a principal amount not to exceed \$600,000 pursuant to the Local Finance Law, constituting Chapter 33-a of the Consolidated

September 12, 2023

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2023-21

2023-21

Laws of the State of New York (herein called the “Law”), to finance the reconstruction and/or replacement of certain transformers in the Village’s Electric System.

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

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

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

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

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2023-22

2023-22

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

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

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

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2023-23

2023-23

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

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

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

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

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

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

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

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2023-24

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incurred, obligations issued, or action taken shall be deemed to have been incurred, issued or taken pursuant to said bond resolution, as amended.

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

\* \* \*

The adoption of the foregoing resolution was seconded by Trustee Martinez.

The Clerk polled the Board as follows:

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

The resolution was declared adopted.

EXHIBIT A

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

VILLAGE OF FREEPORT, NEW YORK

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

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

September 12, 2023

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

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

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

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

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

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

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

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

DATED: September 12, 2023

Pamela Walsh Boening  
Village Clerk

Deputy Mayor Ellerbe offered the following resolution and moved its adoption:

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

Recitals

WHEREAS, pursuant to a bond resolution adopted on March 14, 2022, the Board of Trustees of the Village of Freeport, in the County of Nassau, New York, has

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heretofore appropriated funds and authorized the issuance of bonds to finance the construction of water system improvements, at the estimated maximum cost of \$1,055,000; and

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

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

Now, therefore, be it

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

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

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

is hereby amended to read as follows:

BOND RESOLUTION OF THE VILLAGE OF FREEPORT, NEW YORK, ADOPTED MARCH 14, 2022 AND AMENDED SEPTEMBER

September 12, 2023

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

2023-27

2023-27

12, 2023, AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT NOT TO EXCEED \$1,055,000 TO FINANCE THE CONSTRUCTION OF WATER SYSTEM IMPROVEMENTS, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,055,000 AND APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE

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

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

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

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

September 12, 2023

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2023-28

2023-28

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

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

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

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

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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.

2023-29

2023-29

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

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

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

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

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

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

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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.

2023-30

2023-30

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

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

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

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

\* \* \*

September 12, 2023

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

2023-31

2023-31

The adoption of the foregoing resolution was seconded by Trustee Martinez.

The Clerk polled the Board as follows:

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

The resolution was declared adopted.

EXHIBIT A

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

VILLAGE OF FREEPORT, NEW YORK

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

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

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

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

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

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

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

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

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

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

DATED: September 12, 2023

Pamela Walsh Boening

Village Clerk

Trustee Martinez offered the following resolution and moved its adoption:

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

Recitals

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

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

Now therefore,

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

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

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

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

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

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

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

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

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

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faith and credit of the Village are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the Village by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

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

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

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

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

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

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

\* \* \*

The adoption of the foregoing resolution was seconded by Deputy Mayor Ellerbe.

The Clerk polled the Board as follows:

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

The resolution was declared adopted.

Deputy Mayor Ellerbe offered the following resolution and moved its adoption:

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

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

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

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

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

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

(b) The temporary use of available funds of the Village, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Law, for the capital purposes described in this resolution. The proceeds of the bonds herein authorized, and any bond anticipation notes

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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

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issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to the execution of credit enhancement agreements, are hereby delegated to the Village Treasurer, the chief fiscal officer of the Village.

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

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

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

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

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

Section 8. The Village Clerk is hereby authorized and directed, after said bond resolution shall take effect, to cause said bond resolution to be published, in summary, in the

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official newspaper of the Village, having a general circulation within said Village, together with a Notice in substantially the form as provided by Section 81.00 of the Law.

\* \* \*

The adoption of the foregoing resolution was seconded by Trustee Martinez.

The Clerk polled the Board as follows:

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

The resolution was declared adopted.

EXHIBIT A

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

VILLAGE OF FREEPORT, NEW YORK

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

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

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

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

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

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued is twenty (20) years; the temporary use of available funds of the Village, not immediately required for the purpose or purposes for which the same were borrowed, raised or

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otherwise created, is hereby authorized pursuant to Section 165.10 of the Law, for the capital purposes described in this resolution and the proceeds of said bonds and any bond anticipation notes issued in anticipation thereof may be applied to reimburse the Village for expenditures made after the effective date of this bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said bonds will exceed five (5) years;

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

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

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

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

DATED: September 12, 2023

Pamela Walsh Boening  
Village Clerk

Trustee Martinez offered the following resolution and moved its adoption:

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

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

September 12, 2023

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

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

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

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

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

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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

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enhancement agreements, are hereby delegated to the Village Treasurer, the chief fiscal officer of the Village.

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

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

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

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

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

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

\* \* \*

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The adoption of the foregoing resolution was seconded by Deputy Mayor Ellerbe.

The Clerk polled the Board as follows:

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

The resolution was declared adopted.

EXHIBIT A

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

VILLAGE OF FREEPORT, NEW YORK

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

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

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

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

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

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

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

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

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

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

DATED: September 12, 2023

Pamela Walsh Boening  
Village Clerk

Deputy Mayor Ellerbe offered the following resolution and moved its adoption:

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

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

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

Section 2. The estimated maximum cost of the project described herein, including preliminary costs and costs incidental thereto and the financing thereof, is \$420,000 and said

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amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds in a principal amount not to exceed \$420,000 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Village to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

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

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

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

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

Section 4. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the Village, payable as to both

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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,

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

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

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

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

\* \* \*

The adoption of the foregoing resolution was seconded by Trustee Martinez.

The Clerk polled the Board as follows:

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

The resolution was declared adopted.

EXHIBIT A

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

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VILLAGE OF FREEPORT, NEW YORK

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

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

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

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

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

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

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

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

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

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

DATED: September 12, 2023

Pamela Walsh Boening  
Village Clerk

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

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The Clerk polled the Board as follows:

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

The meeting was closed at 5:45 P.M.

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Pamela Walsh Boening  
Village Clerk

September 12, 2023