

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 Monday, October 16, 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 |
| | |
| Howard E. Colton | Village Attorney |
| Pamela Walsh Boening | Village Clerk |

At 5:01 P.M., Mayor Kennedy convened in the main conference room and Trustee Martinez led in the Pledge of Allegiance.

No residents were present.

At 5:02 P.M., it was moved by Trustee Squeri, seconded by Trustee Sanchez and carried to adjourn this portion of the Legislative Meeting and return to the Mayor’s Conference Room to continue in Executive Session to discuss five (5) Personnel Matters.

The Clerk polled the Board as follows:

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

At 5:03 P.M. Deputy Mayor Ellerbe entered Executive Session.

At 5:30 P.M., motion was made by Trustee Sanchez, seconded by Trustee Squeri and unanimously carried to reconvene in Legislative Session.

The Clerk polled the Board as follows:

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

Approximately three (3) residents were present.

Deputy Mayor Ellerbe led in the Pledge of Allegiance.

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It was moved by Trustee Martinez, seconded by Trustee Squeri, and unanimously carried to approve the Board of Trustees Minutes of September 26, 2023.

The Clerk polled the Board as follows:

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

It was moved by Trustee Squeri, seconded by Deputy Mayor Ellerbe, and carried to approve the Board of Trustees Dangerous/Nuisance Building Minutes of September 7, 2023.

The Clerk polled the Board as follows:

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

It was moved by Trustee Martinez, seconded by Trustee Sanchez, and carried to approve the Board of Trustees Dangerous/Nuisance Building Minutes of September 26, 2023.

The Clerk polled the Board as follows:

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

It was moved by Trustee Squeri, seconded by Trustee Martinez to adopt the following decision:

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

DATE: October 16, 2023

A hearing was first noticed for February 23, 2022 in the Board of Trustees Conference Room for a determination pursuant to Freeport Village Code Chapter 128 as to the condition of the building located at 170 Whaley Street, Freeport, New York. Joseph Coyle, the owner of the property appeared at the first hearing. Sergio Mauras, the superintendent of buildings explained that the property has major damage to the front area of the home. There is an engineer’s report that indicates it is dangerous in nature. There are sections of ceiling that have collapsed, floor

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joists in major disrepair, and holes in the roof. Mr. Coyle was attempting to repair his home at the time, but was not opposed to selling the house if he had no other option. A second hearing was held on March 23, 2022, wherein a report from RABCO Engineering indicated that the damage to the structure was to the point that it could not be repaired in a financially favorable way. Mr. Coyle made the decision to sell the property. Additional hearings were held on April 7, 2022, April 21, 2022, May 19, 2022, and June 23, 2022. During this time, Mr. Coyle was attempting to find a buyer for the house. By the June 2022 hearing, Mr. Coyle had provided an executed contract for the sale of the property. The hearing was adjourned without a firm future date.

A hearing was held on December 1, 2022, wherein Deputy Village Attorney Robert McLaughlin informed the Board that the sale of the property had fallen through. The hearing continued in January 12, 2023. Mr. Coyle explained that he was pursuing a short sale that point. The hearing was adjourned to April 6, 2023. Mr. Coyle explained that there were still negotiations on the price for the short sale, with the hope for a sale in May. The hearing continued on May 4, 2023 wherein Dominick Callegari appeared on behalf of Joseph Coyle. The Village was in receipt of a fully executed contract for a short sale of the property, although there were still negotiations with the bank ongoing. The hearing was adjourned to June 1, 2023 wherein Mr. Callegari explained that he was dealing with the loan servicer, which was more lengthy than when the property was in foreclosure. The hearing was adjourned to July 6, 2023. Mr. Callegari explained that the loan servicer still had not approved the sale. The Board again began discussing the prospect of having the property inspected again to determine if the structure was safe. The hearing was adjourned to August 3, 2023. The short sale process was taking too long, so the buyer of the property was looking to settle the mortgage. The hearing was adjourned to September 7, 2023 with the understanding that if there was not movement on the sale of the house, steps would be taken to determine if the house would need to be knocked down. On September 7, Mr. Callegari explained that he had sent a demand to waive the restrictions, but still had no answer. Mr. Callegari and Mr. Coyle consented to an inspection of the property. The hearing was adjourned to September 26, 2023. On September 26, 2023, the Board reconvened wherein Mr. McLaughlin explained that there was a reinspection done the prior day by the Building Department and RABCO Engineering. When the property was entered, the

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engineer indicated that the property was unsafe for habitability. The Building Department notified the chief of the Freeport Fire Department, who made a determination that the interior was unsafe and uninhabitable, and that people living at the property must be removed. The property was secured and boarded up with padlocks, with the ability for Mr. Coyle to get personal effects. All utilities were shut off, electric, gas, and water. Mr. Callegari explained that unfortunately, nothing had changed on his end. He was dealing directly with the loan servicer, not attorneys, and they had not made a decision on settlement. The Board determined that the property should be demolished. Mr. Coyle asked to have until November 1, 2023 because that is when he will be able to get into an apartment that he secured. He wants time to be able to pack and move the furniture and appliances he wishes to keep. The Board agreed to give Mr. Coyle the time requested.

Based on the evidence and testimony about the house on 170 Whaley Street, the Board finds pursuant to Chapter 128 of the Freeport Village Code that the house is both a nuisance and a dangerous building. Further, the house was deemed to be unsafe by RABCO Engineering, and an order was issued by the Chief of the Fire Department that the house be vacated and demolished. In accordance with this, the Board hereby issues an order of demolition, as required by the Chief of the Fire Department. Said demolition to occur on or after November 1, 2023. Any expenditure by the Village for the demolition 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	In Favor
Mayor Kennedy	In Favor

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

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

DATE: October 16, 2023

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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 property located at 13 Dock Drive, Freeport, New York. The property owner Alcides Curtis was noticed, as well as Deutsche Bank and Long Beach Mortgage Trust. No one appeared. The next hearing was held on June 1, 2023 wherein Neil Curtis, the son of the owner appeared. Sergio Mauras, the Superintendent of Buildings explained that the house is in need of painting and the replacement of the roof. Additionally, there is a garage in the rear of the property that is dilapidated, which he recommends be demolished. Mr. Curtis explained that he is waiting for his contractor to replace the roof, paint, and secure the garage by reframing and rebuilding it. He said they planned to be finished by July 15, 2023. Mr. Mauras explained that a roof replacement will require a permit as the sheathing is in need of replacement. In regards to the garage, permits will be needed with signed and sealed architectural drawings.

Another hearing was held on July 6, 2023 wherein Mr. Curtis appeared again. He asked for an extension for the roof until July 21, 2023. With regard to painting, Mr. Curtis explained that they plan to put siding on the house. Mr. Curtis said that his contractor said the structure of the garage was ok, it just needed new sheathing. He did not yet have an architect. A hearing was held on August 3, 2023 wherein Mr. Curtis again appeared. Mr. Mauras explained that the garage is dilapidated and has no garage door, and has been filled with debris. The house has not been painted or sided. Mr. Curtis explained that the roof had been replaced. He said he was not financially able to address the garage right then. He said he expected to have painting done in a week. Deputy Village Attorney Robert McLaughlin said he was concerned about the safety of the garage not just for residents, but for first responders. The Board adjourned to September 7, 2023 for confirmation that the painting was complete. Mr. Mauras recommended a barrier around the garage to prevent people from entering the garage. Mr. Curtis agreed. On September 7, 2023, Mr. Curtis failed to appear. Mr. Mauras explained that little progress had been made. Some shingles were installed on the roof, but the house had not been repainted and the garage had not been secured.

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Due to the lack of securing the garage, and the failure to paint, which was to be done by the middle of August, the Board passed a motion to approve the necessary repairs both of painting of the house and removal of the garage.

Based on the evidence and testimony about the house and garage on 13 Dock Drive, the Board finds pursuant to §128-59(C) (1) and (4) of the Freeport Village Code that the house and garage have not been maintained under the requirements of the code. Further, the house and garage are 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 November 3, 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	In Favor
Mayor Kennedy	In Favor

Motion was made by Trustee Squeri, seconded by Trustee Martinez to approve the public assembly permit application submitted by the Veterans Service Agency to hold a Veterans Stand Down at the Freeport Armory on November 21, 2023, from 7:00 A.M. to 2:00 P.M.

The Clerk polled the Board as follows:

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

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

WHEREAS, permission is requested for the Assessor to correct and add the senior exemption assessed value amount to the 2020/2021 and 2021/2022 Final Assessment Rolls; and

WHEREAS, the clerical error was due to an ownership error whereby the sister of the property owner is deceased as of 2/7/2021, and currently, the property owner is alive; and

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WHEREAS, this clerical error may be corrected by the Board in accordance with the provisions of the Real Property Tax Law; and

WHEREAS, this error was brought to the Assessor’s attention after the adoption of the Final Assessment Rolls for 2020/2021 and 2021/2022; and

S / B / L	Address	Exemption Code	Total Assessed Value Before Exemption	Village Taxable Assessed Value	Exemption Amount
55 / 242 / 14	203 E Dean St	41800	2020 – 5,925 2021 – 5,925	2020 – 2,962 2021 – 2,962	2020 – 2,963 2021 – 2,963

NOW THEREFORE BE IT RESOLVED, that the Board of Assessment Review, comprised of members of the Board of Trustees be authorized to retroactively approve the changes recommended by the Assessor to be made to the 2020/2021 and 2021/2022 Final Assessment Rolls, and that the Village Treasurer issue corrected tax bills.

The Clerk polled the Board as follows:

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

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

WHEREAS, the Assessor is requesting Board approval to correct the 2023/2024 Final Assessment Roll for the property located at 322 Miller Avenue, Section 62, Block 163, Lot 170; and

WHEREAS, as per the Building Department records, a demolition of the house started in 2018 without a permit and received a stop work order under a previous owner; and

WHEREAS, the current owner filed for a demolition permit on March 3, 2022 for the portion of the house that was left, and received a certificate of completion on April 15, 2022; and

WHEREAS, the assessment for the house was not removed for the 2023/24 Final Assessment Roll; and

WHEREAS, the assessment of a property with a structure that has been demolished is an error in essential fact, which may be corrected by the Board in accordance with the provisions of the Real Property Tax Law; and

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WHEREAS, the above-captioned property is entitled to a reduction of his property assessment for the 2023/2024 Final Assessment Roll and he should have assessed for land only; and

WHEREAS, this change will decrease the 2023/2024 taxable assessed value of the property from 4,950 to 1,590; and

NOW THEREFORE BE IT RESOLVED, that the Board of Assessment Review comprised of members of the Board of Trustees, authorize the Assessor to correct the 2023/2024 Final Assessment Roll as outline above and authorize the Village Treasurer to issue a corrected tax bill.

The Clerk polled the Board as follows:

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

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

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

WHEREAS, the below list consists of changes to assessed tax value after the adoption of the 2023/2024 Final Assessment Roll; and

S / B / L	Address	Exemption Code	Exemption Amount	Reason
62 / 137 / 38	51 Westside Ave	41131 Veteran War Time/ Combat	900	Property Sold 09/15/2023
		41141 Veteran Disable	788	
55 / 171 / 101	54 E Woodbine Dr	41101 Veteran Eligible Funds	3,500	Property Sold 08/21/2023

WHEREAS, the Assessor reviewed the application and made the recommendation that the exemptions be removed from the 2023/2024 Final Assessment Roll as listed above; and

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

NOW THEREFORE BE IT RESOLVED, that the Board of Assessment Review comprised of members of the Board of Trustees, be authorized to retroactively approve the changes recommended by the Assessor to be made to the 2023/2024 Final Assessment Roll and that the Treasurer issue corrected tax bills.

The Clerk polled the Board as follows:

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

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

WHEREAS, the Village Assessor is requesting Board approval to establish 206 Smith LLC as a PILOT in 2024/2025 for the Tentative Assessment Roll to reflect the change of the current assessed value due to receiving from the IDA, the PILOT agreement amount for the Village; and

WHEREAS, an adjustment will be required to the current assessed value that was based on the 2023 Equalization Rate of \$1.50 and was entered into the PAS System for the 2023 adoption of the budget; and

WHEREAS, the Village received a PILOT amount of \$12,923.79 after the IDA calculated the Village PILOT portion for the 2024/2025 Village Tentative Budget; and

S / B / L	Property Address	PILOT Owners	Current -Total Assessed Value 2023/2024	New PILOT Assessed Value Amount 2024/2025
62 / 114 / 18	206 Smith St	206 Smith LLC	21,206	20,964

NOW THEREFORE BE IT RESOLVED, that the Board of Trustees be authorized to retroactively approve the corrections to the 2024/2025 Tentative Assessment Roll.

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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	In Favor
Mayor Kennedy	In Favor

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

WHEREAS, the Village Assessor is requesting Board approval to remove the PILOTS from the list below for 2024/2025 Tentative Assessment Roll; this request is based on a letter received from the IDA dated July 1, 2023 advising that the agreement with the Village and IDA for the PILOTS will be terminating as of 12/31/2023; and

WHEREAS, the properties listed below will now be taxed in 2024 and the new market value will be calculated for 2024/2025; an adjustment for the assessed value for 2024 will be calculated based on the new EQ Rate and Market Rate; and

S / B / L	Property Address	PILOT Owners	Current Assessed Value 2023/2024
62-035-5,25	27 Saint Johns' Pl	Dover Gourmet	Lot 5 – 25,472 Lot 25 – 54,128 Total - 79,600
62-230-63	129 Hanse Ave	North Shore Linen	94,297
TOTAL Assessed Value			173,897

S / B / L	Property Address	EQ 1.50 Market Value	EQ 1.30 Market Value
62-035-5,25	27 Saint Johns' Pl	Lot 5 –\$1,698,133 Lot 25- \$3,608,533 Total – \$5,306,666	Lot 5 – \$1,959,385 Lot 25 –\$4,163,692 Total \$6,123,077
62-230-63	129 Hanse Ave	\$6,286,466	\$7,253,615

NOW THEREFORE BE IT RESOLVED, that the Board of Trustees be authorized to retroactively approve the corrections to the 2024/2025 Tentative Assessment Roll.

The Clerk polled the Board as follows:

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

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

WHEREAS, the Superintendent of Electric Utilities is requesting the Board to authorize the Village Clerk to advertise a Notice to Bidders for the Furnishing of 15 KV, EPR Insulated, Reduced Diameter, 300 MCM Copper Cable (3-1/C Paralleled), Bid #23-11-ELEC-676; and

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

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

NOW THEREFORE BE IT RESOLVED, that based upon the recommendation of the Superintendent of Electric Utilities, the Village Clerk be and hereby is authorized to advertise a Notice to Bidders for the “Furnishing of 15 KV, EPR Insulated, Reduced Diameter, 300 MCM Copper Cable (3-1/C Paralleled), Bid #23-11-ELEC-676”, in the Freeport Herald and other relevant publications of general circulation on October 19, 2023, with specifications available from October 23, 2023 through November 17, 2023, with a return date of November 21, 2023.

The Clerk polled the Board as follows:

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

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

WHEREAS, the Superintendent of Electric Utilities is requesting the Board to authorize the Village Clerk to advertise a Request for Proposals for the Furnishing of 1200 KW Glycol Heater Replacement for Turbine Inlet Heating Skid, RFP #23-11-ELEC-678; and

WHEREAS, this heater is needed to replace a failed heater; and

WHEREAS, the procurement of said heater requires the use of a formal Request for Proposals; and

WHEREAS, the cost of the heater will be charged to Account #E 7156006 510000 and

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there are sufficient funds available for this expense; and

NOW THEREFORE BE IT RESOLVED, that based upon the recommendation of the Superintendent of Electric Utilities, the Village Clerk be and hereby is authorized to advertise a Request for Proposals for the “Furnishing of 1200 KW Glycol Heater Replacement for Turbine Inlet Heating Skid, RFP #23-11-ELEC-678”, in the Freeport Herald and other relevant publications of general circulation on October 19, 2023, with specifications available from October 23, 2023 through November 2, 2023, with a return date of November 21, 2023.

The Clerk polled the Board as follows:

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

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

WHEREAS, the Executive Director of the Fire Department is requesting Board approval for the replacement of forty-five (45) minute Self Contained Breathing Apparatus (SCBA) cylinders with valves; and

WHEREAS, the current cylinders we are utilizing have gone past their useful life; the Department is unable to have them hydrostatically tested, as required, because they are older than fifteen (15) years; and

WHEREAS, the Department needs to replace 150 of the 216 cylinders; and

WHEREAS, the current New York State Contract price per cylinder is \$1,373.40; as of October 15, 2023, an increase in price per cylinder will be \$1,566.60 (a total cost from \$206,010.00 to \$234,990.00 per cylinder); and

WHEREAS, the Department has an opportunity, with a very small window, to purchase 150 Cylinders from South Shore Fire & Safety Equipment Distributors Inc., 579 East Meadow Avenue, East Meadow, New York 11554, at \$748.00 per cylinder, for a total cost of \$112,200.00; and

WHEREAS, the Comptroller’s office has set up an account for this expense to be charged to H349702 527725 “2023 FD SCBA CYLINDER”; and

NOW THEREFORE BE IT RESOLVED, that based upon the recommendation of the Executive Director of the Fire Department, the Board approve and the Mayor be and hereby is authorized to sign any paperwork necessary to approve the retroactive purchase of 150 Cylinders for the replacement of forty-five (45) minute Self Contained Breathing Apparatus (SCBA)

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cylinders with valves from South Shore Fire & Safety Equipment Distributors Inc., 579 East Meadow Avenue, East Meadow, New York 11554, for a total cost of \$112,200.00.

The Clerk polled the Board as follows:

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

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

WHEREAS, the State of New York, under the Police Traffic Services Grant (PTS) program, has offered the Village of Freeport a grant award in order to defray the costs incurred for police overtime associated with a seat belt compliance and dangerous driving related violations; and

WHEREAS, under the terms of the agreement the Village of Freeport will receive the sum of \$19,200.00 from the State of New York, to be used toward these overtime costs with no matching funds from the Village; and

NOW THEREFORE BE IT RESOLVED, that the Mayor be authorized to execute any and all documentation necessary to effectuate a grant agreement between the State of New York and the Incorporated Village of Freeport, for a term of beginning October 1, 2023 and ending September 30, 2024 for an amount of \$19,200.00.

The Clerk polled the Board as follows:

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

It was moved by Trustee 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 Purchase of a Backup Inflation Unit for the Freeport Recreation Center Ice Rink; and

WHEREAS, specifications for the above-referenced purchase are completed; and

WHEREAS, the project calls for the purchase of a backup inflation and air conditioning unit for the ice rink air supported structure at the Freeport Recreation Center; and

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WHEREAS, the estimated cost for this purchase is \$375,000.00; and

WHEREAS, funding for this project will come from a bond resolution that was authorized by the Village Board of Trustees on February 3, 2020 (Capital Account - H719702 522160); 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 “Purchase of a Backup Inflation Unit for the Freeport Recreation Center Ice Rink” in the Freeport Herald and other relevant publications on October 19, 2023, with the specifications available from October 23, 2023 through November 3, 2023, with a return date of November 7, 2023.

The Clerk polled the Board as follows:

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

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

WHEREAS, on May 24, 2021, the Board awarded the “Towing of Impounded Vehicles-2021” to JCB & Sons Inc., DBA Non Stop Towing and Recovery, 99 Maple Place, Freeport, NY 11520 in the amount of \$300.00 per car towed beginning upon Board approval and ending on February 29, 2024, with an option for two (2) three-year (36 months) extensions if mutually accepted; and

WHEREAS, the Superintendent of Public Works is requesting Board approval for the first one-year extension of the Towing of Impounded Vehicles-2021 contract from March 1, 2024 to February 28, 2027; and

WHEREAS, the Superintendent has requested an extension of the Contract with the Contractor and the Contractor has agreed on this extension, with no increase in the unit prices; 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 approve the first one-year contract extension for the Towing of Impounded Vehicles-2021 with JCB & Sons Inc., DBA Non Stop Towing and Recovery, 99 Maple Place, Freeport, NY 11520, from March 1, 2024 to February 28, 2027, with no increase in the unit prices.

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2023-15

The Clerk polled the Board as follows:

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

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

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

WHEREAS, on November 28, 2022, the Board approved to extend the contract with Red Maple Tree Service Corp., 30 Independence Avenue, Freeport, New York 11520, for a first one-year extension term beginning March 1, 2023 and ending February 29, 2024, in the amount of \$62,530.00, with no increase of unit prices; and

WHEREAS, Fiscal Year to date, the Department has spent a total of \$5,885.00 under this contract; and

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

WHEREAS, the contract will be for a term beginning March 1, 2024 and ending February 28, 2025, with no increase in the unit prices; and

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

NOW THEREFORE BE IT RESOLVED, that based upon the recommendation of the Superintendent of Public Works, the Board approve and the Mayor be hereby authorized to sign any paperwork necessary to extend the contract of the “2022 Annual Tree Removal Contract” with Red Maple Tree Service Corp., 30 Independence Avenue, Freeport, New York 11520, for a second and final one-year extension term beginning March 1, 2024 and ending February 28, 2025, with no increase of unit prices.

The Clerk polled the Board as follows:

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

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2023-16

2023-16

Mayor Kennedy

In Favor

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

WHEREAS, on February 6, 2023, the Board awarded the 2023 Annual Fence Contract to Island Fence Co., 964 Front Street, Uniondale, NY 11553 in the amount of \$54,275.00 for a term of one year beginning March 1, 2023 and ending February 29, 2024, with an option for two one-year extensions if mutually accepted; and

WHEREAS, the Superintendent of Public Works is requesting Board approval for the first one-year extension of the 2023 Annual Fence Contract from March 1, 2024 to February 28, 2025; and

WHEREAS, the Superintendent has requested an extension of the Contract with the Contractor and the Contractor has agreed on this extension, with no increase in the contract prices; and

WHEREAS, this Contract can be utilized by any Department within the Village, and therefore work done under this contract will be paid for under the appropriate account or budget line from the requesting Department; 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 approve the first one-year contract extension for the 2023 Annual Fence Contract with Island Fence Co., 964 Front Street, Uniondale, NY 11553, for a term beginning March 1, 2024 and ending February 28, 2025, with no increase in the contract prices.

The Clerk polled the Board as follows:

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

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

WHEREAS, the Village of Freeport assesses administrative fees to cover the costs of administration of certain programs; and

WHEREAS, the Village holds nuisance and dangerous building proceedings to address properties that are in violation of the Village Code; and

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WHEREAS, there are costs associated with the holding of these hearings, including manpower hours, postage, and stenography; and

WHEREAS, the Attorney's Office has conducted a study to review the costs of administering nuisance and dangerous proceedings and have determined that the cost of the proceedings as approximately \$590 per case; and

WHEREAS, the study shows that the imposition of this fee is rationally related to the costs of the administration of these hearings; and

NOW THEREFORE BE IT RESOLVED, that upon the recommendation of the Village Attorney, the Board adopts the findings of the Village Attorney that \$590.00 is a reasonable fee to cover the administrative expense of conducting nuisance and dangerous building proceedings; and

BE IT FURTHER RESOLVED that the administrative fee for a nuisance or dangerous building proceeding is hereby set at \$590.00.

The Clerk polled the Board as follows:

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

It was moved by Trustee Sanchez, seconded by 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 purchase of equipment for use by the Village's Fire Department, specifically the appropriation of \$105,000.00 in bonds and authorizing the issuance of bonds in the principal amount of \$105,000.00 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

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solid waste production, and will not affect erosion, flooding, leaching or drainage problems.

2. The proposed action will not result in the removal or destruction of large quantities of vegetation or fauna nor interfere with the movement or any resident or migratory fish or wildlife species, nor impact on a significant habitat area, nor result in any other significant adverse effect to natural resources.
3. The proposed action will not encourage or attract a large number of people.
4. The proposed action is consistent with the community's current plans and goals for enforcement of Village laws.
5. The proposed action would not impair the character or quality of important historical, archeological, architectural or aesthetic resources of the Village.
6. The proposed action will not bring about a major change in the use of either the quantity or type of energy.
7. The proposed action will not create a hazard to human health.
8. The proposed action will not produce a substantial change in the use or intensity of land, including cultural or recreational resources, or its capacity to support existing uses.
9. The proposed action will not create a material demand for other actions that would result in any of the above consequences.
10. The proposed action will not change two or more elements in the environment, which when considered together could result in a substantial adverse impact on the environment.
11. When considered cumulatively with other actions, the proposed action will not have a significant effect on the environment or meet one of the above criteria.

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

The Clerk polled the Board as follows:

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

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2023-19

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

Re: Miscellaneous Sidewalk Resolution
Location: Various
Contractor: Aventura Construction Corp. Total \$19,832.71

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

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

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

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

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

Sidewalk Survey # MSW 14-2022
Owner: Sunoco LLC
In Care of Ke Andrews & CO
2424 Ridge Road
Rockwall, TX 75087
279 Atlantic Avenue
Freeport, NY 11520
Sec, Blk., Lot (s): 62-150-304
Location: 279 Atlantic Avenue
Contractor: Aventura Construction Corp.
Charges: \$710.20

Sidewalk Survey # MSW 245-2021
Owner: Naun I. Ortez Gonzalez
288 Atlantic Avenue
Freeport, NY 11520
Sec, Blk., Lot (s): 62-131-24

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2023-20

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Location: 288 Atlantic Avenue
Contractor: Aventura Construction Corp.
Charges: \$466.40

Sidewalk Survey # MSW 104-2022
Owner: Gustavo Segredo
243 S Bayview Avenue
Freeport, NY 11520
Sec, Blk., Lot (s): 62-133-31

Location: 243 S Bayview Avenue
Contractor: Aventura Construction Corp.
Charges: \$496.08

Sidewalk Survey # MSW 106-2022
Owner: Michael Salisbury
In Care of Lane Jacqueline
265 S Bayview Avenue
Freeport, NY 11520
Sec, Blk., Lot (s): 62-134-413

Location: 265 S Bayview Avenue
Contractor: Aventura Construction Corp.
Charges: \$1,187.66

Sidewalk Survey # MSW 626-2020
Owner: Adriano Reyes & V. Torres
87 Bedell Street
Freeport, NY 11520
Sec, Blk., Lot (s): 62-047-20

Location: 87 Bedell Street
Contractor: Aventura Construction Corp.
Charges: \$2,974.00

Sidewalk Survey # MSW 152-2022
Owner: Jerry Kaulesar
In Care of Khalleel Waheeda
119 S Brookside Avenue
Freeport, NY 11520
Sec, Blk., Lot (s): 54-087-1

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Location: 119 S Brookside Avenue
Contractor: Aventura Construction Corp.
Charges: \$1,058.83

Sidewalk Survey # MSW 405-2020

Owner: Jacob Post Inc.
PO Box 366
Garden City, NY 11530
176 Gordon Place
Freeport, NY 11520
Sec, Blk., Lot (s): 62-092-328

Location: 176 Gordon Place
Contractor: Aventura Construction Corp.
Charges: \$618.40

Sidewalk Survey # MSW 160-2022

Owner: Michael Loguidice
PO Box 413
East Rockaway, NY 11518
16 Irving Avenue
Sec, Blk., Lot (s): 54-336-56

Location: 16 Irving Avenue
Contractor: Aventura Construction Corp.
Charges: \$534.24

Sidewalk Survey # MSW 242-2021

Owner: Ngozi Moneke
253 S Long Beach Avenue
Freeport, NY 11520
Sec, Blk., Lot (s): 62-122-15

Location: 253 S Long Beach Avenue
Contractor: Aventura Construction Corp.
Charges: \$746.62

Sidewalk Survey # MSW 27-2023

Owner: Patricia Levy Family Trust
561 S Long Beach Avenue
Freeport, NY 11520

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Sec, Blk., Lot (s): 62-160-107
Location: 561 S Long Beach Avenue
Contractor: Aventura Construction Corp.
Charges: \$1,671.50

Sidewalk Survey # MSW 272-2021
Owner: Rene & Sonja Richardson
315 S Ocean Avenue
Freeport, NY 11520
Sec, Blk., Lot (s): 62-113-10
Location: 315 S Ocean Avenue
Contractor: Aventura Construction Corp.
Charges: \$1,209.00

Sidewalk Survey # MSW 516-2020
Owner: Alberto Pena
235 Pine Street
Freeport, NY 11520
Sec, Blk., Lot (s): 54-091-217
Location: 235 Pine Street
Contractor: Aventura Construction Corp.
Charges: \$886.40

Sidewalk Survey # MSW 188-2022
Owner: Yvonne Francois
175 Randall Avenue
Freeport, NY 11520
Sec, Blk., Lot (s): 54-068-12
Location: 175 Randall Avenue
Contractor: Aventura Construction Corp.
Charges: \$1,176.48

Sidewalk Survey # MSW 171-2022
Owner: Ivery Bell
216 Roosevelt Avenue
Freeport, NY 11520

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Sec, Blk., Lot (s): 62-147-15
Location: **216 Roosevelt Avenue**
Contractor: Aventura Construction Corp.
Charges: \$695.36

Sidewalk Survey # MSW 61-2022
Owner: **Allan & Alvarez Argueta**
In Care of San A
217 Randall Avenue
Freeport, NY 11520
Sec, Blk., Lot (s): 54-068-217
Location: **217 Randall Avenue**
Contractor: Aventura Construction Corp.
Charges: \$561.80

Sidewalk Survey # MSW 200-2021
Owner: **Robert G & Barbar Goldman**
175 Roosevelt Avenue
Freeport, NY 11520
175 Roosevelt Avenue
Sec, Blk., Lot (s): 62-150-296
Location: **175 Roosevelt Avenue**
Contractor: Aventura Construction Corp.
Charges: \$678.40

Sidewalk Survey # MSW 125-2022
Owner: **William Nixon**
55 Whaley Street
Freeport, NY 11520
55 Whaley Street
Sec, Blk., Lot (s): 62-117-4
Location: **55 Whaley Street**
Contractor: Aventura Construction Corp.
Charges: \$1,193.84

Sidewalk Survey # MSW 141-2022
Owner: **Marcus & Damaris Negron**

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159 Whaley Street
Freeport, NY 11520
Sec, Blk., Lot (s): 62-134-16
Location: 159 Whaley Street
Contractor: Aventura Construction Corp.
Charges: \$842.80

Sidewalk Survey # MSW 140-2022
Owner: Gilberto Adames
176 Whaley Street
Freeport, NY 11520
176 Whaley Street
Sec, Blk., Lot (s): 62-133-24
Location: 176 Whaley Street
Contractor: Aventura Construction Corp.
Charges: \$487.60

Sidewalk Survey # MSW 594-2020
Owner: Henry & Yaneth Quintero
13 Wilshire Court
Freeport, NY 11520
Sec, Blk., Lot (s): 62-093-887
Location: 13 Wilshire Court
Contractor: Aventura Construction Corp.
Charges: \$850.00

Sidewalk Survey # MSW 583-2020
Owner: Shelia C Williams
15 Wilshire Court
Freeport, NY 11520
Sec, Blk., Lot (s): 62-093-888
Location: 15 Wilshire Court
Contractor: Aventura Construction Corp.
Charges: \$787.10

The Clerk polled the Board as follows:

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

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2023-25

2023-25

Trustee Sanchez
Mayor Kennedy

In Favor
In Favor

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

BOND RESOLUTION OF THE VILLAGE OF FREEPORT,
NEW YORK, ADOPTED OCTOBER 16, 2023, AUTHORIZING
THE PURCHASE OF EQUIPMENT FOR USE BY THE
VILLAGE'S FIRE DEPARTMENT, STATING THE
ESTIMATED MAXIMUM COST THEREOF IS \$105,000,
APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE,
AND AUTHORIZING THE ISSUANCE OF BONDS OF SAID
VILLAGE IN THE PRINCIPAL AMOUNT OF NOT TO
EXCEED \$105,000 TO FINANCE SAID APPROPRIATION

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

Section 1. The Village of Freeport, in the County of Nassau, New York (herein
called the "Village"), is hereby authorized to purchase equipment for use by the Village's Fire
Department. The estimated maximum cost thereof, including preliminary costs and costs
incidental thereto and the financing thereof, is \$105,000 and said amount is hereby appropriated
for such purpose. The plan of financing includes the issuance of bonds of the Village in the
principal amount of not to exceed \$105,000 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.

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Section 2. Bonds of the Village in the principal amount of \$105,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

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

(a) The period of probable usefulness applicable to object(s) or purpose(s) for which \$105,000 of said bonds are authorized to be issued, within the limitations of Section 11.00 a. 32 of the Law, is five (5) 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

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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 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 executing 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

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- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

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

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

Section 7. This bond resolution shall take effect immediately, and the Village Clerk is hereby authorized 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 “*Freeport Herald Leader*,” a newspaper having general circulation in the Village and hereby designated the official newspaper of said Village for such publication.

* * *

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

The Clerk polled the Board as follows:

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

The resolution was declared adopted.

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

WHEREAS, on March 13, 2023, the Board awarded the bid for the 2023 Furnishing of Liquid Caustic Soda to Univar USA Inc., 200 Dean Sievers Place, Morrisville, PA 19067, in the amount of \$306,757.50, for a term retroactively beginning March 1, 2023 and ending February 29, 2024, with an option for two (2) one-year extensions if mutually accepted; and

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2023-29

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WHEREAS, the Superintendent of Public Works is requesting Board approval for the first one-year extension of the 2023 Furnishing of Liquid Caustic Soda contract from March 1, 2024 to February 28, 2025; and

WHEREAS, to date, the Department has spent \$192,400.48 under this contract; and

WHEREAS, the Superintendent has requested an extension of the Contract with the Contractor and the Contractor has agreed on this extension, with no increase in the unit prices; and

WHEREAS, funding for this purchase will come out of the Water Department Operating Budget (WE96004 541110); 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 the first one-year contract extension for the 2023 Furnishing of Liquid Caustic Soda with Univar USA Inc., 200 Dean Sievers Place, Morrisville, PA 19067, from March 1, 2024 to February 28, 2025, with no increase in the unit prices.

The Clerk polled the Board as follows:

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

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

WHEREAS, on February 6, 2023, the Board awarded the 2023 Furnishing of Sodium Hexametaphosphate to Chemrite, Inc., 5202 Belle Wood Ct, Suite 104. Buford, GA 30518, in the amount of \$107,600.00 for a contract term beginning March 1, 2023 and ending February 29, 2024, with an option for two (2) one-year extensions if mutually accepted; and

WHEREAS, to date, the Department has spent a total of \$71,016.00 under this contract; and

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

WHEREAS, the contract will be for a term beginning March 1, 2024 and ending February 28, 2025, with no increase in the unit prices; and

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2023-30

2023-30

WHEREAS, funding for this purchase will come out of the Water Department operating budget for the purchase of chemicals (WE96004 541310); 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 extend the contract for the 2023 Furnishing of Sodium Hexametaphosphate to Chemrite, Inc., 5202 Belle Wood Ct, Suite 104. Buford, GA 30518, for a first one-year extension term beginning March 1, 2024 and ending February 28, 2025, with no increase in the unit prices.

The Clerk polled the Board as follows:

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

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

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

WHEREAS, on November 28, 2022, the Board approved to extend the contract with A.C. Schultes Inc., 664 S. Evergreen Avenue, Woodbury Heights, New Jersey 08097, for the first one-year extension term beginning March 1, 2023 and ending February 29, 2024, in the amount of \$176,700.00, with no increase in unit prices; and

WHEREAS, Fiscal Year to date, the Department has spent a total of \$47,943.00 under this contract; and

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

WHEREAS, funding for this contract will come from the Water Department Operating Budget line WE95004 544810, which is for well equipment repairs; and

NOW THEREFORE BE IT RESOLVED, that based upon the recommendation of the Superintendent of Public Works, the Board approve and the Mayor be and hereby is authorized to sign any paperwork necessary to extend the contract of the “2022 Annual Well Maintenance Contract” with A.C. Schultes Inc., 664 S. Evergreen Avenue, Woodbury Heights, New Jersey

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08097, for the second and final one-year extension term beginning March 1, 2024 and ending February 28, 2025, with no increase in unit prices.

The Clerk polled the Board as follows:

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

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

The Clerk polled the Board as follows:

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

The meeting was closed at 5:50 P.M.

Pamela Walsh Boening
Village Clerk