

AGENDA

BOARD OF TRUSTEES' MEETING

February 26, 2024

10. VILLAGE ATTORNEY – Howard E. Colton

- a) Request approval to enter into an Inter Municipal Agreement between the Village of Freeport and the Friendship Engine and Hose Co of the Merrick Fire Department at the Armory, 63 Babylon Tpke., Freeport, New York 11520, on a month to month basis, for \$10,000 per month.
- b) Request approval of the negative declaration pursuant to SEQRA authorizing the issuance of \$20,000 in bonds to finance the Installation of Ductless Air Conditioning Units at Various Locations.
- c) Request approval of the negative declaration pursuant to SEQRA authorizing the issuance of \$52,500 in bonds to finance the Prince Avenue Water Tank Engineering Study.
- d) Request approval of the negative declaration pursuant to SEQRA authorizing the issuance of \$105,000 in bonds to finance Acquisition of Water Meters.
- e) Request approval of the negative declaration pursuant to SEQRA authorizing the issuance of \$288,750 in bonds to finance the Acquisition of a Heavy-Duty Truck for Use.
- f) Request approval of the negative declaration pursuant to SEQRA authorizing the issuance of \$288,750 in bonds to finance the Construction of Playground Improvements at Various Parks.
- g) Request approval of the negative declaration pursuant to SEQRA authorizing the issuance of \$315,000 in bonds to finance the Construction of Park Improvements at Northeast Park.
- h) Request approval of the negative declaration pursuant to SEQRA authorizing the issuance of \$315,000 in bonds to finance the Construction of Security Improvements to Wells and Towers.
- i) Request approval of the negative declaration pursuant to SEQRA authorizing the issuance of \$320,000 in bonds to finance the Purchase of Equipment for Use by the Police Department.
- j) Request approval of the negative declaration pursuant to SEQRA authorizing the issuance of \$446,250 in bonds to finance Replacement of a Bulkhead along Guy Lombardo Avenue.
- k) Request approval of the negative declaration pursuant to SEQRA authorizing the issuance of \$514,000 in bonds to finance the Acquisition of Various Vehicles for Use by the Police Department.

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

- l) Request approval of the negative declaration pursuant to SEQRA authorizing the issuance of \$525,000 in bonds to finance the Construction of Various Improvements to Well No. 6.
- m) Request approval of the negative declaration pursuant to SEQRA authorizing the issuance of \$2,625,000 in bonds to finance the Construction of Drainage Improvements along Woodcleft Avenue.
- n) Request approval of the negative declaration pursuant to SEQRA authorizing the issuance of \$3,510,000 in bonds to finance the Construction of Electric System Improvements.

11. VILLAGE CLERK – Pamela Walsh Boening

- a) Request approval of the miscellaneous sidewalk resolution in the amount \$4,973.16, to be reimbursed by the property owner for the following:

164 S. Brookside Avenue	\$ 678.40
92 Moore Avenue	\$ 969.20
7 Nassau Avenue	\$ 882.50
348 S. Ocean Avenue	\$1,740.07
144 Pine Street	\$ 702.99

12. VILLAGE TREASURER – Ismaela M. Hernandez

- a) Request that all proposals received for the “2023 Delinquent Municipal Property Tax Liens Bulk Sale” be rejected.
- b) Request resolution to authorize the issuance of \$20,000 in bonds authorizing the Acquisition and Installation of Ductless Air Conditioning Units at Various Locations.
- c) Request resolution to authorize the issuance of \$52,500 in bonds authorizing the Prince Avenue Water Tank Engineering Study.
- d) Request resolution to authorize the issuance of \$105,000 in bonds authorizing the Acquisition of Water Meters
- e) Request resolution to authorize the issuance of \$288,750 in bonds authorizing the Acquisition of a Heavy-Duty Truck for Use by the Village.
- f) Request resolution to authorize the issuance of \$288,750 in bonds authorizing the Construction of Playground Improvements at Various Parks.
- g) Request resolution to authorize the issuance of \$315,000 in bonds authorizing the Construction of Park Improvements at Northeast Park.

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

- h) Request resolution to authorize the issuance of \$315,000 in bonds authorizing the Construction of Security Improvements to Wells and Towers.
- i) Request resolution to authorize the issuance of \$320,000 in bonds authorizing the Purchase of Equipment for Use by the Police Department.
- j) Request resolution to authorize the issuance of \$446,250 in bonds authorizing the Replacement of a Bulkhead along Guy Lombardo Avenue.
- k) Request resolution to authorize the issuance of \$514,000 in bonds authorizing the Acquisition of Various Vehicles for Use by the Police Department.
- l) Request resolution to authorize the issuance of \$525,000 in bonds authorizing the Construction of Various Improvements to Well No. 6.
- m) Request resolution to authorize the issuance of \$1,050,000 in bonds authorizing the Payment of Tax Certiorari Judgments, Compromised Claims and Settled Claims Payable in the Fiscal Year Ending February 28, 2025, Resulting from Court Orders Pursuant to Tax Certiorari Proceedings.
- n) Request resolution to authorize the issuance of \$2,625,000 in bonds authorizing the Construction of Drainage Improvements along Woodcleft Avenue.
- o) Request resolution to authorize the issuance of \$3,510,000 in bonds authorizing the Construction of Electric System Improvements.

13. WATER & SEWER – Robert R. Fisenne

- a) Request approval of the Professional Services Agreement with Eagle Control Corporation, 23 Old Dock Road, Yaphank, New York 11980, for the maintenance and repair of the Water Department’s electrical control system, from March 1, 2024 through February 28, 2025, not to exceed \$40,000.
- b) Request to award the Furnishing of Fire Hydrants, Gate Valves, and Repair Couplings (contract #2) to T. Mina Supply, Inc., 17 Expressway Drive North, Medford, New York 11763, the sole responsible bidder meeting bid expectations, from March 1, 2024 through February 28, 2025, in the amount of \$137,270.
- c) Request to award the Furnishing of Fire Hydrants, Gate Valves, and Repair Couplings (contract #3) to Core & Main LP, 1536 Southern Blvd, Suite 2, Bronx, New York 10460, the lowest responsible bidder meeting bid specifications, from March 1, 2024 through February 28, 2025, in the amount of \$56,364.
- d) Request to award the Furnishing of Fire Hydrants, Gate Valves, and Repair Couplings (contract #4) to Ferguson Waterworks, 200 Atlantic Avenue, New Hyde Park, New York 11040, the lowest responsible bidder meeting bid specifications, from March 1, 2024 through February 28, 2025, in the amount of \$30,261.90.

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- e) Request to extend the Professional Services Agreement with Wire to Water Inc., 136 Gazza Blvd, Farmingdale, New York, 11735, from March 1, 2024 to February 28, 2025, not to exceed \$55,000.

COMMENTS PERMITTED ON AGENDA ITEMS

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GENERAL PUBLIC COMMENTS

At the conclusion of the Agenda, the Mayor and Board will entertain questions and comments on non-Agenda items from the general public.

INCORPORATED VILLAGE OF FREEPORT
Inter-Department Correspondence
Village Attorney's Office

TO: Robert T. Kennedy, Mayor

FROM: Howard E. Colton, Village Attorney

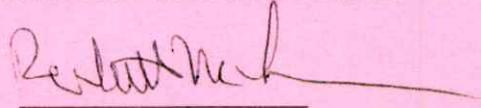
DATE: February 15, 2024 (revised)

RE: Inter-Municipal Agreement Friendship Engine and Hose Co of the Merrick Fire Department

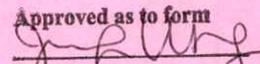
Our office is requesting that the Village Board approve the attached Inter-Municipal Agreement to provide space for Friendship Engine and Hose Co of the Merrick Fire Department (Friendship), during the construction of their new firehouse. The space being provided will be for the storage and response of fire apparatus and personnel. The agreement is on a month-to-month basis until the completion of the construction of Friendship's firehouse repairs. The property the village is providing is located at 63 Babylon Tpke., Freeport, New York. Friendship's place of business is 2075 Meadowbrook Rd, Merrick, NY 11566

Friendship will pay the Village of Freeport \$10,000 per month starting on March 1, 2024 for the use of the premises.

Please review and if acceptable, please place before the Board for its review and action.



Howard E. Colton
Village Attorney
By: Robert McLaughlin
Deputy Village Attorney

Approved as to form

Deputy Village Attorney

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

WHEREAS, the Village of Freeport wishes to enter into an Inter-Municipal Agreement with Friendship Engine and Hose Co of the Merrick Fire Department (Friendship), 2075 Meadowbrook Road, Merrick, NY 11566; and

WHEREAS, this Agreement is to provide space for Friendship located at 63 Babylon Turnpike, Freeport, NY 11520, during the construction of their new firehouse; and

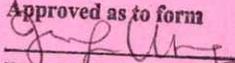
WHEREAS, the space will be used for the storage and response of fire apparatus and personnel; and

WHEREAS, Friendship will pay the Village of Freeport a month-to-month fee of \$10,000 starting on March 1, 2024 until the completion of the construction of Friendship's firehouse repairs; and

NOW THEREFORE BE IT RESOLVED, that based upon the recommendation of the Village Attorney, the Board of Trustees hereby authorizes the Mayor to enter into an Inter-Municipal Agreement with Friendship Engine and Hose Co of the Merrick Fire Department (Friendship), 2075 Meadowbrook Road, Merrick, NY 11566, for a monthly fee of \$10,000 starting on March 1, 2024 until the completion of the construction of Friendship's firehouse repairs.

The Clerk polled the Board as follows:

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

Approved as to form

Deputy Village Attorney

AGREEMENT BETWEEN THE VILLAGE OF FREEPORT AND THE FRIENDSHIP
ENGINE AND HOSE CO OF THE MERRICK FIRE DEPARTMENT FOR THE USE OF
THE VILLAGE OF FREEPORT ARMORY BUILDING FOR THE STORAGE OF FIRE
PROTECTION EQUIPMENT.

THIS INTERMUNICIPAL AGREEMENT (this "Agreement") made and entered as of the date on which this Agreement is last executed by the parties hereto, by and between the Village of Freeport, a municipal corporation having its principal offices at 46 North Ocean Avenue Freeport, New York 11520 (hereinafter referred to as the "Village") and the Friendship Engine and Hose Co of the Merrick Fire Department, a municipal corporation, having offices at 2075 Meadowbrook Road Merrick, NY 11566 (hereinafter referred to as the "Friendship") for the storage of fire protection equipment.

WITNESSETH:

WHEREAS, the Village now owns and maintains a facility located at 63 Babylon Tpke. Freeport, NY. and

WHEREAS, the Friendship requires the services of an entity which is able to provide a location to store fire protection equipment; and

WHEREAS, the Village has the resources, to provide the services required, at cost, to Friendship and such commitment will not come at the detriment of Freeport taxpayers and residents; and

NOW, THEREFORE, in consideration of the mutual covenants set forth herein, the parties hereto do agree as follows:

1.1. Inter-municipal Authorization. The Village and Friendship each represent that the respective entities are authorized, pursuant to both Article 9, § 1 of the State Constitution and Article 5-G of the General Municipal Law to enter into intergovernmental agreements. The Friendship and the Village, believing it to be in the best interest of the taxpayers of their respective municipalities, do hereby mutually authorize inter-municipal cooperation and assistance with and between each other for the transfer of the parks referenced herein above.

II. General

1.1 The Village shall provide space at property located at 63 Babylon Tpke Freeport, NY to storage of fire protection equipment.

1.2 Friendship shall reimburse the Village the sum of \$10,000 per month of the

(c) Either party may, by notice given pursuant to the provisions of this Paragraph, change the person or persons and/or address or addresses, or designate an additional person or persons or an additional address or addresses, for its notices, but notice of a change of address shall only be effective upon receipt.

2.2. Indemnification. (a) at all times, the Friendship and the Village shall indemnify and hold harmless each other, their officers, employees, and agents from and against any and all liabilities, losses, costs, expenses, and damages (including, without limitation, attorney's fees and disbursements) directly arising from the acts or omissions of the indemnifying party consisting of negligence or willful misconduct, including Losses in connection with any litigation or other proceeding or preparing a defense to or prosecuting the same, all in relation to the provision of snow removal services.

2.3. Public Liability and Property Damage Insurance. Tenant at its cost shall maintain public liability and property damage insurance with liability limits of not less than \$1 million and \$1 million per occurrence, and property limits of not less than \$1 million per occurrence insuring against all liability of Tenant and its authorized representatives arising out of and in connection with Tenant's use or occupancy of the premises.

2.4. All Legal Provisions Deemed Included; Severability; Supremacy; Construction. (a) Every provision required by Law to be inserted into or referenced by this Agreement is intended to be a part of this Agreement. If any such provision is not inserted or referenced or is not inserted or referenced in correct form then (i) such provision shall be deemed inserted into or referenced by this Agreement for purposes of interpretation and (ii) upon the application of either party this Agreement shall be formally amended to comply strictly with the Law, without prejudice to the rights of either party.

(b) In the event that any provision of this Agreement shall be held to be invalid, illegal or unenforceable, the validity, legality and enforceability of the remaining provisions shall not in any way be affected or impaired thereby.

(c) Unless the application of this subsection will cause a provision required by Law to be excluded from this Agreement, in the event of an actual conflict between the terms and conditions set forth above the signature page to this Agreement and those contained in any schedule, exhibit, appendix, or attachment to this Agreement, the terms and conditions set forth above the signature page shall control. To the extent possible, all the terms of this Agreement should be read together as not conflicting.

(d) Each party has cooperated in the negotiation and preparation of this Agreement, so if any construction is made of the Agreement it shall not be construed against either party as drafter.

25. No Arrears or Default. No Party is in arrears to any other Party to this Agreement upon any debt or contract and no Party is in default as surety, contractor, or otherwise upon any obligation to another Party, including any obligation to pay taxes to, or perform services for or on behalf of, another Party.

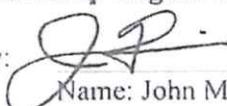
26. Assignment. Neither party hereto may assign its rights and or obligations hereunder without the prior written consent of the other party and any purported assignment without such consent shall be of no force and effect.

27. Section and Other Headings. The section and other headings contained in this Agreement are for reference purposes only and shall not affect the meaning or interpretation of this Agreement

28. Entire Agreement. This Agreement represents the full and entire understanding and agreement between the parties with regard to the subject matter hereof and supersedes all prior agreements (whether written or oral) of the parties relating to the subject matter of this Agreement.

IN WITNESS WHEREOF, the parties hereto have duly executed this Agreement as of the date this Agreement is last executed by the parties hereto.

Friendship Engine and Hose Co

By: 

Name: John M. Fabian

Title: Chairman Board of Directors

Date: 1/31/24

VILLAGE OF FREEPORT

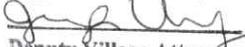
By:

Name: Hon. Robert T. Kennedy

Title: Mayor, Village of Freeport

Date:

Approved as to form


Deputy Village Attorney

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Friendship Engine and Hose Co of the Merrick Fire Department Acknowledgement:

STATE OF NEW YORK)

)ss.:

COUNTY OF NASSAU)

On the 31 day of JANUARY in the year 2024 before me personally came JOHN FABIAN to me personally known, who, being by me duly sworn, did depose and say that he or she resides in the County of NASSAU; that he or she is Town Supervisor of the Town of Hempstead, the municipal corporation described herein and which executed the above instrument; and that he or she signed his or her name thereto pursuant to New York State Town Law and the Code of the Town of Hempstead.

Karen B. Waterman

NOTARY PUBLIC

KAREN B. WATERMAN
NOTARY PUBLIC - STATE OF NEW YORK
NO. 01WA6092198
QUALIFIED IN NASSAU COUNTY
MY COMMISSION EXPIRES 5-12-20 27

Village of Freeport's Acknowledgement:

STATE OF NEW YORK)

)ss.:

COUNTY OF NASSAU)

On the _____ day of _____, in the year 201____ before me personally came Robert T. Kennedy to me personally known, who, being by me duly sworn, did depose and say that he resides in the County of Nassau; that he is the Mayor of the Incorporated Village of Freeport, the corporation described herein and which executed the above instrument and that he signed his name pursuant to the authority of the New York State Village Law and the Code of the Village of Freeport.

NOTARY PUBLIC

EXHIBIT A – Village of Freeport Board Resolution Authorizing IMA

The following motion was moved by Trustee _____, seconded by Trustee _____, who moved its adoption:

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

WHEREAS, the proposed action is the issuance of bonds for the acquisition and installation of ductless air conditioning units at various locations, specifically the appropriation of \$20,000 in bonds and authorizing the issuance of bonds in the principal amount of \$20,000 to finance said appropriation; and

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

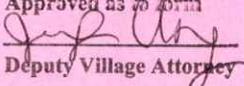
1. The proposed action will not result in a substantial adverse change in the existing air quality, ground or surface water quality, traffic or noise level, will not affect solid waste production, and will not affect erosion, flooding, leaching or drainage problems.
2. The proposed action will not result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

9. The proposed action will not create a material demand for other actions that would result in any of the above consequences.
10. The proposed action will not change two or more elements in the environment, which when considered together could result in a substantial adverse impact on the environment.
11. When considered cumulatively with other actions, the proposed action will not have a significant effect on the environment or meet one of the above criteria.

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

The Clerk polled the Board as follows:

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

Approved as to form

Deputy Village Attorney

The following motion was moved by Trustee _____, seconded by Trustee _____, who moved its adoption:

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

WHEREAS, the proposed action is the issuance of bonds for the Prince Avenue water tank engineering study, specifically the appropriation of \$52,500 in bonds and authorizing the issuance of bonds in the principal amount of \$52,500 to finance said appropriation; and

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

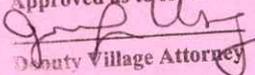
1. The proposed action will not result in a substantial adverse change in the existing air quality, ground or surface water quality, traffic or noise level, will not affect solid waste production, and will not affect erosion, flooding, leaching or drainage problems.
2. The proposed action will not result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

9. The proposed action will not create a material demand for other actions that would result in any of the above consequences.
10. The proposed action will not change two or more elements in the environment, which when considered together could result in a substantial adverse impact on the environment.
11. When considered cumulatively with other actions, the proposed action will not have a significant effect on the environment or meet one of the above criteria.

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

The Clerk polled the Board as follows:

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

Approved as to form

Deputy Village Attorney

The following motion was moved by Trustee _____, seconded by Trustee _____, who moved its adoption:

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

WHEREAS, the proposed action is the issuance of bonds for the acquisition of water meters, specifically the appropriation of \$105,000 in bonds and authorizing the issuance of bonds in the principal amount of \$105,000 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:

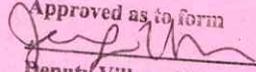
1. The proposed action will not result in a substantial adverse change in the existing air quality, ground or surface water quality, traffic or noise level, will not affect solid waste production, and will not affect erosion, flooding, leaching or drainage problems.
2. The proposed action will not result 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.
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9. The proposed action will not create a material demand for other actions that would result in any of the above consequences.
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11. When considered cumulatively with other actions, the proposed action will not have a significant effect on the environment or meet one of the above criteria.

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

The Clerk polled the Board as follows:

Deputy Mayor Ellerbe	VOTING
Trustee Martinez	VOTING
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Trustee Sanchez	VOTING
Mayor Kennedy	VOTING

Approved as to form

Deputy Village Attorney

The following motion was moved by Trustee _____, seconded by Trustee _____, who moved its adoption:

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

WHEREAS, the proposed action is the issuance of bonds for the acquisition of a heavy-duty truck for use by the Village, specifically the appropriation of \$288,750 in bonds and authorizing the issuance of bonds in the principal amount of \$288,750 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:

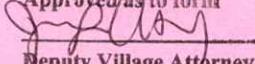
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3. The proposed action will not encourage or attract a large number of people.
4. The proposed action is consistent with the community's current plans and goals for enforcement of Village laws.
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WHEREAS, 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 construction of playground improvements at various parks, specifically the appropriation of \$288,750 in bonds and authorizing the issuance of bonds in the principal amount of \$288,750 to finance said appropriation; and

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

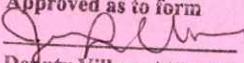
1. The proposed action will not result in a substantial adverse change in the existing air quality, ground or surface water quality, traffic or noise level, will not affect solid waste production, and will not affect erosion, flooding, leaching or drainage problems.
2. The proposed action will not result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

9. The proposed action will not create a material demand for other actions that would result in any of the above consequences.
10. The proposed action will not change two or more elements in the environment, which when considered together could result in a substantial adverse impact on the environment.
11. When considered cumulatively with other actions, the proposed action will not have a significant effect on the environment or meet one of the above criteria.

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

The Clerk polled the Board as follows:

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

Approved as to form

Deputy Village Attorney

The following motion was moved by Trustee _____, seconded by Trustee _____, who moved its adoption:

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

WHEREAS, the proposed action is the issuance of bonds for the construction of park improvements at Northeast Park, specifically the appropriation of \$315,000 in bonds and authorizing the issuance of bonds in the principal amount of \$315,000 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:

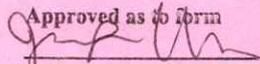
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The Clerk polled the Board as follows:

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

Approved as to form

Deputy Village Attorney

The following motion was moved by Trustee _____, seconded by Trustee _____, who moved its adoption:

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

WHEREAS, the proposed action is the issuance of bonds for the construction of security improvements to wells and towers, specifically the appropriation of \$315,000 in bonds and authorizing the issuance of bonds in the principal amount of \$315,000 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:

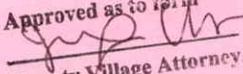
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4. The proposed action is consistent with the community's current plans and goals for enforcement of Village laws.
5. The proposed action would not impair the character or quality of important historical, archeological, architectural or aesthetic resources of the Village.
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NOW THEREFORE BE IT RESOLVED, that the Board of Trustees of the Incorporated Village of Freeport, after reviewing the above criteria has determined that the proposed action is not environmentally significant.

The Clerk polled the Board as follows:

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

Approved as to form

Deputy Village Attorney

The following motion was moved by Trustee _____, seconded by Trustee _____, who moved its adoption:

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

WHEREAS, the proposed action is the issuance of bonds for the purchase of equipment for use by the Police Department, specifically the appropriation of \$320,000 in bonds and authorizing the issuance of bonds in the principal amount of \$320,000 to finance said appropriation; and

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

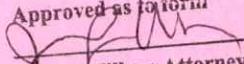
1. The proposed action will not result in a substantial adverse change in the existing air quality, ground or surface water quality, traffic or noise level, will not affect solid waste production, and will not affect erosion, flooding, leaching or drainage problems.
2. The proposed action will not result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

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Deputy Mayor Ellerbe	VOTING
Trustee Martinez	VOTING
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Trustee Sanchez	VOTING
Mayor Kennedy	VOTING

Approved as to form

Deputy Village Attorney

The following motion was moved by Trustee _____, seconded by Trustee _____, who moved its adoption:

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

WHEREAS, the proposed action is the issuance of bonds for the replacement of a bulkhead along Guy Lombardo Avenue, specifically the appropriation of \$446,250 in bonds and authorizing the issuance of bonds in the principal amount of \$446,250 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:

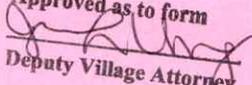
1. The proposed action will not result in a substantial adverse change in the existing air quality, ground or surface water quality, traffic or noise level, will not affect solid waste production, and will not affect erosion, flooding, leaching or drainage problems.
2. The proposed action will not result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

Deputy Village Attorney

The following motion was moved by Trustee _____, seconded by Trustee _____, who moved its adoption:

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

WHEREAS, the proposed action is the issuance of bonds for the acquisition of various vehicles for use by the Police Department, specifically the appropriation of \$514,000 in bonds and authorizing the issuance of bonds in the principal amount of \$514,000 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:

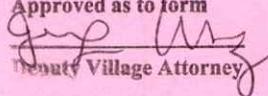
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Approved as to form

Deputy Village Attorney

The following motion was moved by Trustee _____, seconded by Trustee _____, who moved its adoption:

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

WHEREAS, the proposed action is the issuance of bonds for the construction of various improvements to Well No. 6, specifically the appropriation of \$525,000 in bonds and authorizing the issuance of bonds in the principal amount of \$525,000 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:

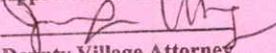
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Approved as to form

Deputy Village Attorney

The following motion was moved by Trustee _____, seconded by Trustee _____, who moved its adoption:

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

WHEREAS, the proposed action is the issuance of bonds for the construction of drainage improvements along Woodcleft Avenue, specifically the appropriation of \$2,625,000 in bonds and authorizing the issuance of bonds in the principal amount of \$2,625,000 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:

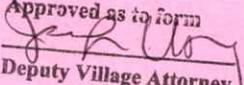
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Approved as to form

Deputy Village Attorney

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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 construction of electric system improvements, specifically the appropriation of \$3,510,000 in bonds and authorizing the issuance of bonds in the principal amount of \$3,510,000 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:

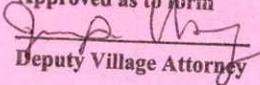
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Deputy Mayor Ellerbe	VOTING
Trustee Martinez	VOTING
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Trustee Sanchez	VOTING
Mayor Kennedy	VOTING

Approved as to form

Deputy Village Attorney

**VILLAGE OF FREEPORT
INTER-OFFICE CORRESPONDENCE**

To: Mayor Robert T. Kennedy
From: Pamela Walsh Boening, Village Clerk
Date: February 15, 2024
Re: Miscellaneous Sidewalk Resolution
Location: Various
Contractor: Aventura Construction Corp. Total: \$4,973.16

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 90-2022

Owner: Leonel S. Martinez
In Care of Emilia S.
164 S. Brookside Avenue
Freeport, NY 11520
Sec, Blk., Lot (s): 54-524-90

Location: 164 S. Brookside Avenue

Contractor: Aventura Construction Corp.

Charges: \$678.40

Sidewalk Survey # MSW 256-2021

Owner: Genaro and Amantina Lopez
92 Moore Avenue

Freeport, NY 11520
92 Moore Avenue
Freeport, NY 11520
Sec, Blk., Lot (s): 55-398-350
Location: 92 Moore Avenue
Contractor: Aventura Construction Corp.
Charges: \$969.20

Sidewalk Survey # MSW 193-2021
Owner: George Legrand
7 Nassau Avenue
Freeport, NY 11520
7 Nassau Avenue
Freeport, NY 11520
Sec, Blk., Lot (s): 62-161-273
Location: 346 S Bayview Avenue
Contractor: Aventura Construction Corp.
Charges: \$882.50

Sidewalk Survey # MSW 157-2022
Owner: George Campos
In care of Daniel Campos
215 Andrews Rd
Mineola, NY 11501
348 S. Ocean Avenue
Sec, Blk., Lot (s): 62-165-23
Location: 348 S. Ocean Avenue
Contractor: Aventura Construction Corp.
Charges: \$1,740.07

Sidewalk Survey # MSW 88-2022
Owner: Ervel Douse
144 Pine Street
Freeport, NY 11520
144 Pine Street
Sec, Blk., Lot (s): 55-324-110
Location: 144 Pine Street
Contractor: Aventura Construction Corp.
Charges: \$702.99

Pamela Walsh Boening
Pamela Walsh Boening, Village Clerk



1421- Freeport Curb & Sidewalk 2023 23-01-PBWK-639



SERVICE INVOICE # 8639-45
JOB # 1421

WIP	Date	Status	LOC	Owner/Address	Comments	VOF	BATCH #
0029	7/28/2023	Completed	00 12 S4 524 45	164 S Brookside Avenue		1,088.00	3
						1,088.00	
LF	1.00	REMOVE & DISP EXIST CONC SW, CONC CURB					
SF	1.00	REMOVE & DISP CONC RAMP &/OR CONC APRONS 14" PR. 6" THICK					
LF	7.00	REMOVAL & DISP OF EXISTING GUTTER					
SF	16.00	INSTALL OF 4" THICK CONC SW					
SF	17.00	INSTALL 6" THICK CONC SW,DW					
LF	30.00	INSTALL OF CONC CURB					
LF	32.00	INSTALL OF 1 WIDE CONC GUTTER					
LF	35.00	INSTALL WIDE CONC GUTTER					
LF	35.00	INSTALL MONOLITH CURBAL' WIDE GUTTER					
LF	40.00	INSTALL MONOLITH CONC CURB 2.5' WIDE GUTTER					
LF	5.00	SC CONC SW, APR, HC WALL, CURBS/ GUTTERS					
SF	2.00	RESET EXISTING BRICK PAVERS					
SF	6.00	PURCHASE INSTALL BRICK PAVERS					
LS	10k	ALLOWANCE FOR MISC MASONRY WORK					
						TOTAL	

1,088.00

H.O. - 678.40
DPW - 409.60
AK 2/7/24

VILLAGE OF FREEPORT
INTER-OFFICE CORRESPONDENCE

TO: Alan Luna, Department of Public Works

FROM: Samantha Hall, Deputy Registrar

DATE: July 24, 2023

RE: **Hazardous Sidewalk -164 S Brookside Avenue**

Please inspect the above location to determine if the hazardous condition has been corrected.

164 S Brookside Avenue

Work Completed Work Not Completed Unsatisfactory

Was inspected and found to be satisfactorily completed yes.

Was inspected and found to be unsatisfactory .

Comments: _____.

Signature: Alan Luna.

Date: 08/04/23.

SIDEWALK INSPECTION FORM

DATE: 5/27/2022

ADDRESS: 164 S. Brookside Ave.

DATE INSPECTION REQUESTED: 5/27/2022

INSPECTION REQUESTED BY: Engineering Dept.

REASON FOR INSPECTION: ALLEGED HAZARDOUS
CONDITIONS OF SIDEWALK

INSPECTION REVEALED: CRACKED/LIFTED SECTIONS
OF SIDEWALK

TOTAL SQUARE FOOTAGE OF SIDEWALK TO BE REPLACED: 64 ^{4" SW} ~~10" SW~~

CURB TO BE REPLACED: _____

IF TREES ON PROPERTY, WHAT CONDITION ARE THEY IN: _____

DEBRIS IN STREET: _____

OTHER: _____

AREAS MARKED OUT FOR REPLACEMENT:

4" 4.5 x 4 / 3.75 x 4 (2) 6" SAWCUTTING

4 x 4

DATE RETURNED TO SENDER: _____

INSPECTION PERFORMED BY:

Robert Melanich DATE 5/27/2022

REVIEWED BY: R.P.P. DATE 6/6/22

VILLAGE OF FREEPORT
INTER-OFFICE CORRESPONDENCE

TO: Robert Fisenne, Superintendent of DPW

FROM: Samantha Scalley, Deputy Registrar

DATE: November 16, 2023

RE: **Hazardous Sidewalk – 92 Moore Avenue**

Please inspect the above location to determine if the hazardous condition has been corrected.

92 Moore Avenue

Work Completed Work Not Completed Unsatisfactory

Was inspected and found to be satisfactorily completed yes.

Was inspected and found to be unsatisfactory _____.

Comments: _____.

Signature: Alan Luna.

Date: 11/16/23.

Cc: Pamela Walsh Boening, Alan Luna

SIDEWALK INSPECTION FORM

DATE: 5/19/22

ADDRESS: 92 Moore Ave.

DATE INSPECTION REQUESTED: 10/28/21

INSPECTION REQUESTED BY: CLERK'S OFFICE

REASON FOR INSPECTION: ALLEGED HAZARDOUS
CONDITIONS OF SIDEWALK

INSPECTION REVEALED: CRACKED/LIFTED SECTIONS
OF SIDEWALK

TOTAL SQUARE FOOTAGE OF SIDEWALK TO BE REPLACED: 62 S.F. ^{4" SW} ~~5" SW~~

CURB TO BE REPLACED: 12 L.F.

IF TREES ON PROPERTY, WHAT CONDITION ARE THEY IN: _____

DEBRIS IN STREET: _____

OTHER: _____

AREAS MARKED OUT FOR REPLACEMENT:

4" 15.5' x 4' 6" SAWCUTTING

DATE RETURNED TO SENDER: _____

INSPECTION PERFORMED BY:

Robert Melanich DATE 5/19/22

REVIEWED BY: R.P.R. DATE 5/24/22



1421- Freeport Curb & Sidewalk 2023 23-01-PBWK-639

SERVICE INVOICE # 8688-35
JOB # 1421

WO	Date	Status	LOC	Owner /Address	85	48	37	LF	LF	LF	LF	LF	LF	LF	LF	SF	SF	SF	SF	LS	
8688	9/8/2023	Completed	2021 62-151	35 7 Nassau Avenue	85	48	37	1.00	1.00	7.00	16.00	17.00	30.00	32.00	35.00	40.00	5.00	2.00	6.00	10k	
								REMOVE & DISP & DISP CONC CURB	REMOVE & DISP EXIST CONC SW, HC RAMPS &/OR CONC APRONS (4" PR 6" THICK)	REMOVAL & DISP OF EXISTING GUTTER	INSTALL OF 4" THICK CONC SW	INSTALL 6" THICK CONC	INSTALL OF CONC CURB	INSTALL OF 1" WIDE CONC GUTTER	INSTALL OF WIDE CONC GUTTER	INSTALL MONOLITH CONC CURB&1' WIDE GUTTER	SC CONC SW, APR, HC RAM, CURBS/ GUTTERS	RESET EXISTING PAVERS	RESET EXISTING PAVERS	ALLOWANCE FOR MISC MASONRY WORK	
																					1,482.00

1,482.00



H.O. - 8882.50
DPW - 599.50
KMP
2/24

VILLAGE OF FREEPORT
INTER-OFFICE CORRESPONDENCE

TO: Alan Luna, DPW
FROM: Samantha Scalley, Deputy Registrar
DATE: December 28, 2023
RE: **Hazardous Sidewalk – 7 Nassau Avenue**

Please inspect the above location to determine if the hazardous condition has been corrected.

7 Nassau Avenue

Work Completed Work Not Completed _____ Unsatisfactory _____

Was inspected and found to be satisfactorily completed yes.

Was inspected and found to be unsatisfactory _____.

Comments: _____.

Signature: Alan Luna.

Date: 12/29/23.

SIDEWALK INSPECTION FORM

DATE: 5/23/22

ADDRESS: 7 Nassau Ave.

DATE INSPECTION REQUESTED: 9/14/21

INSPECTION REQUESTED BY: CLERK'S OFFICE

REASON FOR INSPECTION: ALLEGED HAZARDOUS
CONDITIONS OF SIDEWALK

INSPECTION REVEALED: CRACKED/LIFTED SECTIONS
OF SIDEWALK

TOTAL SQUARE FOOTAGE OF SIDEWALK TO BE REPLACED:

4" SW	6" SW
48 S.F.	37 S.F.

CURB TO BE REPLACED: _____

IF TREES ON PROPERTY, WHAT CONDITION ARE THEY IN: _____

DEBRIS IN STREET: _____

OTHER: _____

AREAS MARKED OUT FOR REPLACEMENT:

4" 8'x4' / 4'x4' 6" 9.25'x4' SAWCUTTING

DATE RETURNED TO SENDER: _____

INSPECTION PERFORMED BY:

Robert McDaniel DATE 5/23/22

REVIEWED BY: [Signature] DATE 5/31/22

VILLAGE OF FREEPORT
INTER-OFFICE CORRESPONDENCE

TO: Robert Fisenne, Superintendent of DPW

FROM: Samantha Scalley, Deputy Registrar

DATE: November 16, 2023

RE: **Hazardous Sidewalk – 348 S Ocean Avenue**

Please inspect the above location to determine if the hazardous condition has been corrected.

348 S Ocean Avenue

Work Completed Work Not Completed Unsatisfactory

Was inspected and found to be satisfactorily completed yes.

Was inspected and found to be unsatisfactory _____.

Comments: _____.

Signature: Alan Luna

Date: 11/16/23

Cc: Pamela Walsh Boening, Alan Luna

SIDEWALK INSPECTION FORM

DATE: 9/2/22

ADDRESS: 348 S. Ocean Ave

DATE INSPECTION REQUESTED: 8/16/22

INSPECTION REQUESTED BY: Clerks Office

REASON FOR INSPECTION: Alleged hazardous sidewalk

INSPECTION REVEALED: Cracked/Lifted sections

TOTAL SQUARE FOOTAGE OF SIDEWALK TO BE REPLACED: 4" 127.5 6" 63.72

CURB TO BE REPLACED: _____

IF TREES ON PROPERTY, WHAT CONDITION ARE THEY IN: _____

DEBRIS IN STREET: _____

OTHER: _____

AREAS MARKED OUT FOR REPLACEMENT:

4" 5.5 x 5, 4 x 5 6" 11.8 x 5.4 SAWCUTTING
16 x 5

INSPECTION PERFORMED BY: [Signature] DATE: 9/2/22

REVIEWED BY: [Signature] DATE: 9/9/22

VILLAGE OF FREEPORT
INTER-OFFICE CORRESPONDENCE

TO: Alan Luna, DPW
FROM: Samantha Scalley, Deputy Registrar
DATE: December 28, 2023
RE: Hazardous Sidewalk – 144 Pine Street

Please inspect the above location to determine if the hazardous condition has been corrected.

144 Pine Street

Word Completed ✓ Work Not Completed _____ Unsatisfactory _____

Was inspected and found to be satisfactorily completed yes.

Was inspected and found to be unsatisfactory _____.

Comments: _____.

Signature: Alan Luna

Date: 12/29/23

SIDEWALK INSPECTION FORM

DATE: 5/26/22

ADDRESS: 144 Pine Street.

DATE INSPECTION REQUESTED: 4/26/22

INSPECTION REQUESTED BY: CLERK'S OFFICE

REASON FOR INSPECTION: ALLEGED HAZARDOUS
CONDITIONS OF SIDEWALK

INSPECTION REVEALED: CRACKED/LIFTED SECTIONS
OF SIDEWALK

TOTAL SQUARE FOOTAGE OF SIDEWALK TO BE REPLACED: 66.3 S.F. ^{4" SW} ~~4" SW~~

CURB TO BE REPLACED: _____

IF TREES ON PROPERTY, WHAT CONDITION ARE THEY IN: _____

DEBRIS IN STREET: _____

OTHER: _____

AREAS MARKED OUT FOR REPLACEMENT:

4" 8'x4' / 4.58'x4' 6" _____ SAWCUTTING _____
4'x4'

DATE RETURNED TO SENDER: _____

INSPECTION PERFORMED BY:

Robert McDaniel DATE 5/26/22

REVIEWED BY: [Signature] DATE 5/31/22

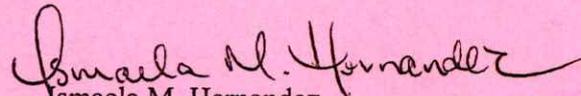
**INCORPORATED VILLAGE OF FREEPORT
TREASURER'S OFFICE
INTER-OFFICE CORRESPONDENCE**

To: Mayor Robert T. Kennedy
From: Ismaela M. Hernandez, Village Treasurer
Date: February 20, 2024

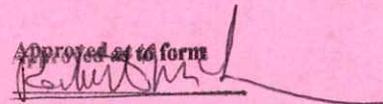
**RE: 2023 DELINQUENT MUNICIPAL PROPERTY TAX LIENS BULK SALE FOR TREASURER'S OFFICE
RFP# 24-01-TREA-647**

Nine (9) bids, were picked up and 1 (one) bid was received on January 3, 2024 for the above referenced RFP. The RFP calls for a bulk sale of all 2023 Village held liens for \$1,609,654.36, with one aggregate bid. The sole bidder, L & L Hamptons, 12 Tulip Drive, Great Neck, NY 11021 proposal was for below the bulk Sale amount of \$1,496,994.65.

It is the recommendation of this office and in the best interest of the Village to reject and rebid.


Ismaela M. Hernandez
Village Treasurer

Cc:
Valerie Montes, Deputy Village Treasurer


Approved as to form
Deputy Village Attorney

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

WHEREAS, on December 18, 2023, the Board authorized the Village Clerk to publish a "Request for Proposals (RFP) for the 2023 Delinquent Municipal Property Tax Liens Bulk Sale"; and

WHEREAS, nine (9) bids, were picked up and 1 (one) bid was received on January 3, 2024 for the above-referenced RFP; and

WHEREAS, the RFP called for a bulk sale of all 2023 Village held liens for \$1,609,654.36, with one aggregate bid; and

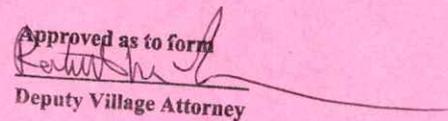
WHEREAS, the sole bidder, L & L Hamptons, 12 Tulip Drive, Great Neck, NY 11021 proposal was for below the bulk Sale amount of \$1,496,994.65; and

WHEREAS, the Village Treasurer is requesting to reject this bid; and

NOW THEREFORE BE IT RESOLVED, that based upon the recommendation of the Village Treasurer, the award for RFP 2023 Delinquent Municipal Property Tax Liens Bulk Sale to L & L Hamptons, 12 Tulip Drive, Great Neck, NY 11021, be rejected.

The Clerk polled the Board as follows:

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

Approved as to form

Deputy Village Attorney

BOND RESOLUTION OF THE VILLAGE OF FREEPORT, NEW YORK, ADOPTED FEBRUARY 26, 2024, AUTHORIZING THE ACQUISITION AND INSTALLATION OF DUCTLESS AIR CONDITIONING UNITS AT VARIOUS LOCATIONS, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$20,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF \$20,000 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 acquire and install ductless air conditioning units at various locations. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$20,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds or notes of the Village in the principal amount of not to exceed \$20,000 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Village to pay the principal of said bonds or notes and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the Village in the principal amount of not to exceed \$20,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

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

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 13 of the Law, is ten (10) years.

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

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

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

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

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

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

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

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

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

Section 7. This bond resolution is subject to a permissive referendum and the Village Clerk is hereby authorized and directed, within ten (10) days after the adoption of this

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

VILLAGE OF FREEPORT, NEW YORK

PLEASE TAKE NOTICE that on February 26, 2024, 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 February 26, 2024, authorizing the acquisition and installation of ductless air conditioning units at various locations, stating the estimated maximum cost thereof is \$20,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$20,000 to finance said appropriation,”

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

FIRST: AUTHORIZING said Village to acquire and install ductless air conditioning units at various locations; STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$20,000; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of bonds or notes of the Village in the principal amount of not to exceed \$20,000 to finance said appropriation, and the levy of a tax upon all the taxable real property within the Village to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of not to exceed \$20,000 bonds of the Village pursuant to the Local Finance Law of the State of New York (the “Law”) to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued is ten (10) years; the temporary use of available funds of the Village, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Law, for the capital purposes described in this resolution and the proceeds of said bonds and any bond anticipation notes issued in anticipation thereof may be applied to reimburse the Village for expenditures made after the effective date of this bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said bonds will exceed five (5) years;

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

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

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

DATED: February 26, 2024

Pamela Walsh Boening
Village Clerk

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

* * *

The adoption of the foregoing resolution was seconded
by _____ and duly put to a vote on roll call, which resulted as follows:

AYES:

NOES:

The resolution was declared adopted.

HAWKINS

HAWKINS DELAFIELD & WOOD LLP

7 WORLD TRADE CENTER, 250 GREENWICH STREET, NEW YORK, NEW YORK 10007

(212) 820-9300 | HAWKINS.COM

(212) 820-9620

February 14, 2024

Village of Freeport, New York
\$20,000 Bonds for Installation of Ductless AC Units
(Our File Designation: 7673/47239)

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

Dear Pam:

At the request of the Village, I have prepared the attached draft Extract of Minutes of the Board of Trustees meeting to be held on February 26, 2024, showing adoption of the above bond resolution. Section 7 of the bond resolution contains the form of notice to be published in the official Village newspaper and posted in six (6) locations throughout the Village, and in each Village polling place, within ten (10) days after adoption of the bond resolution. **Please note that adoption of the bond resolution requires at least a two-thirds vote of the entire membership of the Board of Trustees, without taking into account any temporary absences or vacancies. Therefore, four affirmative votes are required for adoption.**

Also attached is the Affidavit of Posting to be executed by you, as the Village Clerk. A copy of the notice, as posted, should be attached to this Affidavit.

I am forwarding the enclosed bond resolution with the understanding that all requirements of the New York State Environmental Quality Review Act ("SEQRA"), including either a negative declaration or the appropriate level of review of the project, have been complied with or will be complied with prior to adoption.

Please obtain and forward to me a certified copy of the Extract of Minutes, an executed Affidavit of Posting, and an original Affidavit of Publication from the newspaper. Upon receipt of such items, I will forward to the Village the additional documents required with respect to the estoppel publication.

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

FOUNDED 1854

CALIFORNIA CONNECTICUT DISTRICT OF COLUMBIA MICHIGAN
NEW JERSEY NEW YORK NORTH CAROLINA OREGON

With best regards, I am

Very truly yours,

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

William J. Jackson

WJJ/ml

Enclosures

cc: Howard E. Colton, Esq., Village Attorney
Ismaela M. Hernandez, Village Treasurer
Valarie Montes, Deputy Village Treasurer
Jennifer Ungar, Esq., Deputy Village Attorney
David Tanner, Liberty Capital Services

EXTRACT OF MINUTES

Meeting of the Board of Trustees of the

Village of Freeport, in the

County of Nassau, New York

February 26, 2024

* * *

A meeting of the Board of Trustees of the Village of Freeport, in the County of Nassau, New York, was held at the Village Hall, 46 North Ocean Avenue, Freeport, New York, on February 26, 2024.

There were present: Robert T. Kennedy, Mayor; and

Trustees:

There were absent:

Also present: Pamela Walsh Boening, Village Clerk

* * *

_____ offered the following resolution and moved its adoption:

CERTIFICATE

I, Pamela Walsh Boening, Village Clerk of the Village of Freeport, in the County of Nassau, State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Board of Trustees of said Village of Freeport duly called and held on February 26, 2024, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Board of Trustees and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Village of Freeport on February 26, 2024.

(SEAL)

Village Clerk

AFFIDAVIT OF POSTING

Pamela Walsh Boening, being duly sworn, deposes and says:

That she is and at all times hereinafter mentioned she was the duly qualified and acting Village Clerk of the Village of Freeport, in the County of Nassau, State of New York;

That on _____, 2024, she has caused to be conspicuously posted and fastened up in the following places a Notice setting forth an abstract of the bond resolution duly adopted by the Board of Trustees on February 26, 2024, a copy of which is annexed hereto and made a part hereof, said places constituting at least six (6) of the most conspicuous public places in said Village, and at least one copy in each polling place in said Village:

- 1.
- 2.
- 3.
- 4.
- 5.
- 6.

Village Clerk

Subscribed and sworn to before me
this _____ day of _____ 2024.

Notary Public, State of New York

BOND RESOLUTION OF THE VILLAGE OF FREEPORT, NEW YORK, ADOPTED FEBRUARY 26, 2024, AUTHORIZING THE PRINCE AVENUE WATER TANK ENGINEERING STUDY, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$52,500, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS OF SAID VILLAGE IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$52,500 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 prepare the Prince Avenue water tank engineering study. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$52,500 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 \$52,500 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 2. Bonds of the Village in the principal amount of \$52,500 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 or purpose for which said bonds are authorized to be issued, within the limitations of sections 11.00 a. 62 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 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
- (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 _____ and duly put to a vote on roll call, which resulted as follows:

AYES:

NOES:

The resolution was declared adopted.

HAWKINS

HAWKINS DELAFIELD & WOOD LLP
7 WORLD TRADE CENTER, 250 GREENWICH STREET, NEW YORK, NEW YORK 10007
(212) 820-9300 | HAWKINS.COM

(212) 820-9620

February 14, 2024

Village of Freeport, New York
\$52,500 Bonds for Prince Avenue Water Tank Engineering Study
(Our File Designation: 7673/47239)

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

Dear Pam:

At the request of the Village, I have prepared the attached draft Extract of Minutes of the Board of Trustees meeting to be held on February 26, 2024, showing adoption of the above bond resolution and providing for publication, in summary. **Please note that adoption of the bond resolution requires at least a two-thirds vote of the entire membership of the Board of Trustees, without taking into account any temporary absences or vacancies. Therefore, four affirmative votes are required for adoption.**

Also enclosed is a summary of the bond resolution with the prescribed form of Clerk's statutory notice affixed in readiness for publication in the official Village newspaper. As you know, publication of the bond resolution, in summary, commences a 20-day statute of limitations period pursuant to the provisions of Section 80.00 *et seq.* of the Local Finance Law.

I am forwarding the enclosed bond resolution with the understanding that all requirements of the New York State Environmental Quality Review Act ("SEQRA"), including either a negative declaration or the appropriate level of review of the project, have been complied with or will be complied with prior to adoption.

Please obtain and forward to me a certified copy of the Extract of Minutes and an original Affidavit of Publication, when available.

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

With best regards, I am

Very truly yours,

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

William J. Jackson

WJJ/ml

Enclosures

cc: Howard E. Colton, Esq., Village Attorney
Ismaela M. Hernandez, Village Treasurer
Valarie Montes, Deputy Village Treasurer
Jennifer Ungar, Esq., Deputy Village Attorney
David Tanner, Liberty Capital

EXTRACT OF MINUTES

Meeting of the Board of Trustees of the

Village of Freeport, in the

County of Nassau, New York

February 26, 2024

* * *

A meeting of the Board of Trustees of the Village of Freeport, in the County of Nassau, New York, was held at the Village Hall, 46 North Ocean Avenue, Freeport, New York, on February 26, 2024.

There were present: Robert T. Kennedy, Mayor; and

Trustees:

There were absent:

Also present: Pamela Walsh Boening, Village Clerk

* * *

_____ offered the following resolution and moved its adoption:

CERTIFICATE

I, Pamela Walsh Boening, Village Clerk of the Village of Freeport, in the County of Nassau, State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Board of Trustees of said Village of Freeport duly called and held on February 26, 2024, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Board of Trustees and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Village of Freeport this ___ day of February, 2024.

(SEAL)

Village Clerk

(NOTICE AND SUMMARY OF RESOLUTION FOR PUBLICATION)

The resolution, a summary of which is published herewith, has been adopted on February 26, 2024, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Village of Freeport, in the County of Nassau, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the constitution.

Pamela Walsh Boening
Village Clerk

BOND RESOLUTION OF THE VILLAGE OF FREEPORT, NEW YORK, ADOPTED FEBRUARY 26, 2024, AUTHORIZING THE PRINCE AVENUE WATER TANK ENGINEERING STUDY, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$52,500, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS OF SAID VILLAGE IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$52,500 TO FINANCE SAID APPROPRIATION

The object or purpose for which the bonds are authorized is the Prince Avenue water tank engineering study.

The period of probable usefulness is five (5) years.

The amount of obligations to be issued is \$52,500.

A complete copy of the bond resolution summarized above shall be available for public inspection during normal business hours at the office of the Village Clerk, at the Village Hall, 46 North Ocean Avenue, Freeport, New York.

The bond resolution is dated February 26, 2024.

BOND RESOLUTION OF THE VILLAGE OF FREEPORT, NEW YORK, ADOPTED FEBRUARY 26, 2024, AUTHORIZING THE ACQUISITION OF WATER METERS, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$105,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF \$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 acquire water meters. 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 or notes 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 or notes and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the Village in the principal amount of not to exceed \$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 the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 30 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 issued in anticipation of said bonds, may be applied to reimburse the Village for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

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

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

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

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

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

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

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

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

Section 7. This bond resolution is subject to a permissive referendum and the Village Clerk is hereby authorized and directed, within ten (10) days after the adoption of this

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

VILLAGE OF FREEPORT, NEW YORK

PLEASE TAKE NOTICE that on February 26, 2024, 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 February 26, 2024, authorizing the acquisition of water meters, stating the estimated maximum cost thereof is \$105,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$105,000 to finance said appropriation,”

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

FIRST: AUTHORIZING said Village to acquire water meters; STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$105,000; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of bonds or notes of the Village in the principal amount of not to exceed \$105,000 to finance said appropriation, and the levy of a tax upon all the taxable real property within the Village to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of not to exceed \$105,000 bonds of the Village pursuant to the Local Finance Law of the State of New York (the “Law”) to finance said appropriation;

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

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

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

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

DATED: February 26, 2024

Pamela Walsh Boening
Village Clerk

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

* * *

The adoption of the foregoing resolution was seconded
by _____ and duly put to a vote on roll call, which resulted as follows:

AYES:

NOES:

The resolution was declared adopted.

HAWKINS

HAWKINS DELAFIELD & WOOD LLP
7 WORLD TRADE CENTER, 250 GREENWICH STREET, NEW YORK, NEW YORK 10007
(212) 820-9300 | HAWKINS.COM

(212) 820-9620

February 14, 2024

Village of Freeport, New York
\$105,000 Bonds for Water Meters
(Our File Designation: 7673/47239)

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

Dear Pam:

At the request of the Village, I have prepared the attached draft Extract of Minutes of the Board of Trustees meeting to be held on February 26, 2024, showing adoption of the above bond resolution. Section 7 of the bond resolution contains the form of notice to be published in the official Village newspaper and posted in six (6) locations throughout the Village, and in each Village polling place, within ten (10) days after adoption of the bond resolution. **Please note that adoption of the bond resolution requires at least a two-thirds vote of the entire membership of the Board of Trustees, without taking into account any temporary absences or vacancies. Therefore, four affirmative votes are required for adoption.**

Also attached is the Affidavit of Posting to be executed by you, as the Village Clerk. A copy of the notice, as posted, should be attached to this Affidavit.

I am forwarding the enclosed bond resolution with the understanding that all requirements of the New York State Environmental Quality Review Act ("SEQRA"), including either a negative declaration or the appropriate level of review of the project, have been complied with or will be complied with prior to adoption.

Please obtain and forward to me a certified copy of the Extract of Minutes, an executed Affidavit of Posting, and an original Affidavit of Publication from the newspaper. Upon receipt of such items, I will forward to the Village the additional documents required with respect to the estoppel publication.

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

With best regards, I am

Very truly yours,



William J. Jackson

WJJ/ml

Enclosures

cc: Howard E. Colton, Esq., Village Attorney
Ismaela M. Hernandez, Village Treasurer
Valarie Montes, Deputy Village Treasurer
Jennifer Ungar, Esq., Deputy Village Attorney
David Tanner, Liberty Capital Services

EXTRACT OF MINUTES

Meeting of the Board of Trustees of the

Village of Freeport, in the

County of Nassau, New York

February 26, 2024

* * *

A meeting of the Board of Trustees of the Village of Freeport, in the County of Nassau, New York, was held at the Village Hall, 46 North Ocean Avenue, Freeport, New York, on February 26, 2024.

There were present: Robert T. Kennedy, Mayor; and

Trustees:

There were absent:

Also present: Pamela Walsh Boening, Village Clerk

* * *

_____ offered the following resolution and moved its
adoption:

CERTIFICATE

I, Pamela Walsh Boening, Village Clerk of the Village of Freeport, in the County of Nassau, State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Board of Trustees of said Village of Freeport duly called and held on February 26, 2024, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Board of Trustees and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Village of Freeport on February 26, 2024.

(SEAL)

Village Clerk

AFFIDAVIT OF POSTING

Pamela Walsh Boening, being duly sworn, deposes and says:

That she is and at all times hereinafter mentioned she was the duly qualified and acting Village Clerk of the Village of Freeport, in the County of Nassau, State of New York;

That on _____, 2024, she has caused to be conspicuously posted and fastened up in the following places a Notice setting forth an abstract of the bond resolution duly adopted by the Board of Trustees on February 26, 2024, a copy of which is annexed hereto and made a part hereof, said places constituting at least six (6) of the most conspicuous public places in said Village, and at least one copy in each polling place in said Village:

- 1.
- 2.
- 3.
- 4.
- 5.
- 6.

Village Clerk

Subscribed and sworn to before me
this _____ day of _____ 2024.

Notary Public, State of New York

BOND RESOLUTION OF THE VILLAGE OF FREEPORT, NEW YORK, ADOPTED FEBRUARY 26, 2024, AUTHORIZING THE ACQUISITION OF A HEAVY-DUTY TRUCK FOR USE BY THE VILLAGE, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$288,750, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF \$288,750 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 acquire a heavy-duty truck for use by the Village. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$288,750 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds or notes of the Village in the principal amount of not to exceed \$288,750 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Village to pay the principal of said bonds or notes and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the Village in the principal amount of not to exceed \$288,750 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

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

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 28 of the Law, is fifteen (15) years.

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

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

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

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

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

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

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

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

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

Section 7. This bond resolution is subject to a permissive referendum and the Village Clerk is hereby authorized and directed, within ten (10) days after the adoption of this

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

VILLAGE OF FREEPORT, NEW YORK

PLEASE TAKE NOTICE that on February 26, 2024, 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 February 26, 2024, authorizing the acquisition of a heavy-duty truck for use by the Village, stating the estimated maximum cost thereof is \$288,750, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$288,750 to finance said appropriation,”

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

FIRST: AUTHORIZING said Village to acquire a heavy-duty truck for use by the Village; STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$288,750; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of bonds or notes of the Village in the principal amount of not to exceed \$288,750 to finance said appropriation, and the levy of a tax upon all the taxable real property within the Village to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of not to exceed \$288,750 bonds of the Village pursuant to the Local Finance Law of the State of New York (the “Law”) to finance said appropriation;

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

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

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

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

DATED: February 26, 2024

Pamela Walsh Boening
Village Clerk

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

* * *

The adoption of the foregoing resolution was seconded
by _____ and duly put to a vote on roll call, which resulted as follows:

AYES:

NOES:

The resolution was declared adopted.

HAWKINS

HAWKINS DELAFIELD & WOOD LLP
7 WORLD TRADE CENTER, 250 GREENWICH STREET, NEW YORK, NEW YORK 10007
(212) 820-9300 | HAWKINS.COM

(212) 820-9620

February 14, 2024

Village of Freeport, New York
\$288,750 Bonds for DPW Truck
(Our File Designation: 7673/47239)

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

Dear Pam:

At the request of the Village, I have prepared the attached draft Extract of Minutes of the Board of Trustees meeting to be held on February 26, 2024, showing adoption of the above bond resolution. Section 7 of the bond resolution contains the form of notice to be published in the official Village newspaper and posted in six (6) locations throughout the Village, and in each Village polling place, within ten (10) days after adoption of the bond resolution. **Please note that adoption of the bond resolution requires at least a two-thirds vote of the entire membership of the Board of Trustees, without taking into account any temporary absences or vacancies. Therefore, four affirmative votes are required for adoption.**

Also attached is the Affidavit of Posting to be executed by you, as the Village Clerk. A copy of the notice, as posted, should be attached to this Affidavit.

I am forwarding the enclosed bond resolution with the understanding that all requirements of the New York State Environmental Quality Review Act ("SEQRA"), including either a negative declaration or the appropriate level of review of the project, have been complied with or will be complied with prior to adoption.

Please obtain and forward to me a certified copy of the Extract of Minutes, an executed Affidavit of Posting, and an original Affidavit of Publication from the newspaper. Upon receipt of such items, I will forward to the Village the additional documents required with respect to the estoppel publication.

FOUNDED 1854

CALIFORNIA CONNECTICUT DISTRICT OF COLUMBIA MICHIGAN
NEW JERSEY NEW YORK NORTH CAROLINA OREGON

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

With best regards, I am

Very truly yours,

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

William J. Jackson

WJJ/ml

Enclosures

cc: Howard E. Colton, Esq., Village Attorney
Ismaela M. Hernandez, Village Treasurer
Valarie Montes, Deputy Village Treasurer
Jennifer Ungar, Esq., Deputy Village Attorney
David Tanner, Liberty Capital

EXTRACT OF MINUTES

Meeting of the Board of Trustees of the

Village of Freeport, in the

County of Nassau, New York

February 26, 2024

* * *

A meeting of the Board of Trustees of the Village of Freeport, in the County of Nassau, New York, was held at the Village Hall, 46 North Ocean Avenue, Freeport, New York, on February 26, 2024.

There were present: Robert T. Kennedy, Mayor; and

Trustees:

There were absent:

Also present: Pamela Walsh Boening, Village Clerk

* * *

_____ offered the following resolution and moved its adoption:

CERTIFICATE

I, Pamela Walsh Boening, Village Clerk of the Village of Freeport, in the County of Nassau, State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Board of Trustees of said Village of Freeport duly called and held on February 26, 2024, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Board of Trustees and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Village of Freeport on February 26, 2024.

(SEAL)

Village Clerk

AFFIDAVIT OF POSTING

Pamela Walsh Boening, being duly sworn, deposes and says:

That she is and at all times hereinafter mentioned she was the duly qualified and acting Village Clerk of the Village of Freeport, in the County of Nassau, State of New York;

That on _____, 2024, she has caused to be conspicuously posted and fastened up in the following places a Notice setting forth an abstract of the bond resolution duly adopted by the Board of Trustees on February 26, 2024, a copy of which is annexed hereto and made a part hereof, said places constituting at least six (6) of the most conspicuous public places in said Village, and at least one copy in each polling place in said Village:

- 1.
- 2.
- 3.
- 4.
- 5.
- 6.

Village Clerk

Subscribed and sworn to before me
this _____ day of _____ 2024.

Notary Public, State of New York

BOND RESOLUTION OF THE VILLAGE OF FREEPORT, NEW YORK, ADOPTED FEBRUARY 26, 2024, AUTHORIZING THE CONSTRUCTION OF PLAYGROUND IMPROVEMENTS AT VARIOUS PARKS, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$288,750, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF \$288,750 TO FINANCE SAID APPROPRIATION

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

Section 1. The Village of Freeport, in the County of Nassau, New York (herein called the "Village"), is hereby authorized to construct playground improvements at various parks. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$288,750 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds or notes of the Village in the principal amount of not to exceed \$288,750 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Village to pay the principal of said bonds or notes and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the Village in the principal amount of not to exceed \$288,750 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

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

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 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 authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

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

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

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

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

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

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

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

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

Section 7. This bond resolution is subject to a permissive referendum and the Village Clerk is hereby authorized and directed, within ten (10) days after the adoption of this

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

VILLAGE OF FREEPORT, NEW YORK

PLEASE TAKE NOTICE that on February 26, 2024, 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 February 26, 2024, authorizing the construction of playground improvements at various parks, stating the estimated maximum cost thereof is \$288,750, appropriating said amount for such purpose, authorizing the issuance of bonds in the principal amount of \$288,750 to finance said appropriation,”

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

FIRST: AUTHORIZING said Village to construct playground improvements at various parks; STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$288,750; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of bonds or notes of the Village in the principal amount of not to exceed \$288,750 to finance said appropriation, and the levy of a tax upon all the taxable real property within the Village to pay the principal of said bonds and interest thereon.

SECOND: AUTHORIZING the issuance of not to exceed \$288,750 bonds of the Village pursuant to the Local Finance Law of the State of New York (the “Law”) to finance said appropriation;

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

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

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

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

DATED: February 26, 2024

Pamela Walsh Boening
Village Clerk

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

* * *

The adoption of the foregoing resolution was seconded
by _____ and duly put to a vote on roll call, which resulted as follows:

AYES:

NOES:

The resolution was declared adopted.

HAWKINS

HAWKINS DELAFIELD & WOOD LLP
7 WORLD TRADE CENTER, 250 GREENWICH STREET, NEW YORK, NEW YORK 10007
(212) 820-9300 | HAWKINS.COM

(212) 820-9620

February 14, 2024

Village of Freeport, New York
\$288,750 Bonds for Park Improvements
(Our File Designation: 7673/47239)

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

Dear Pam:

At the request of the Village, I have prepared the attached draft Extract of Minutes of the Board of Trustees meeting to be held on February 26, 2024, showing adoption of the above bond resolution. Section 7 of the bond resolution contains the form of notice to be published in the official Village newspaper and posted in six (6) locations throughout the Village, and in each Village polling place, within ten (10) days after adoption of the bond resolution. **Please note that adoption of the bond resolution requires at least a two-thirds vote of the entire membership of the Board of Trustees, without taking into account any temporary absences or vacancies. Therefore, four affirmative votes are required for adoption.**

Also attached is the Affidavit of Posting to be executed by you, as the Village Clerk. A copy of the notice, as posted, should be attached to this Affidavit.

I am forwarding the enclosed bond resolution with the understanding that all requirements of the New York State Environmental Quality Review Act ("SEQRA"), including either a negative declaration or the appropriate level of review of the project, have been complied with or will be complied with prior to adoption.

Please obtain and forward to me a certified copy of the Extract of Minutes, an executed Affidavit of Posting, and an original Affidavit of Publication from the newspaper. Upon receipt of such items, I will forward to the Village the additional documents required with respect to the estoppel publication.

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

With best regards, I am

Very truly yours,

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

William J. Jackson

WJJ/ml
Enclosures

cc: Howard E. Colton, Esq., Village Attorney
Ismaela M. Hernandez, Village Treasurer
Valarie Montes, Deputy Village Treasurer
Jennifer Ungar, Esq., Deputy Village Attorney
David Tanner, Liberty Capital

EXTRACT OF MINUTES

Meeting of the Board of Trustees of the

Village of Freeport, in the

County of Nassau, New York

February 26, 2024

* * *

A meeting of the Board of Trustees of the Village of Freeport, in the County of Nassau, New York, was held at the Village Hall, 46 North Ocean Avenue, Freeport, New York, on February 26, 2024.

There were present: Robert T. Kennedy, Mayor; and

Trustees:

There were absent:

Also present: Pamela Walsh Boening, Village Clerk

* * *

_____ offered the following resolution and moved its adoption:

CERTIFICATE

I, Pamela Walsh Boening, Village Clerk of the Village of Freeport, in the County of Nassau, State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Board of Trustees of said Village of Freeport duly called and held on February 26, 2024, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Board of Trustees and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Village of Freeport on February 26, 2024.

(SEAL)

Village Clerk

AFFIDAVIT OF POSTING

Pamela Walsh Boening, being duly sworn, deposes and says:

That she is and at all times hereinafter mentioned she was the duly qualified and acting Village Clerk of the Village of Freeport, in the County of Nassau, State of New York;

That on _____, 2024, she has caused to be conspicuously posted and fastened up in the following places a Notice setting forth an abstract of the bond resolution duly adopted by the Board of Trustees on February 26, 2024, a copy of which is annexed hereto and made a part hereof, said places constituting at least six (6) of the most conspicuous public places in said Village, and at least one copy in each polling place in said Village:

- 1.
- 2.
- 3.
- 4.
- 5.
- 6.

Village Clerk

Subscribed and sworn to before me
this _____ day of _____ 2024.

Notary Public, State of New York

BOND RESOLUTION OF THE VILLAGE OF FREEPORT, NEW YORK, ADOPTED FEBRUARY 26, 2024, AUTHORIZING THE CONSTRUCTION OF PARK IMPROVEMENTS AT NORTHEAST PARK, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$315,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF \$315,000 TO FINANCE SAID APPROPRIATION

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

Section 1. The Village of Freeport, in the County of Nassau, New York (herein called the "Village"), is hereby authorized to construct park improvements at Northeast Park. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$315,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds or notes of the Village in the principal amount of not to exceed \$315,000 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Village to pay the principal of said bonds or notes and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the Village in the principal amount of not to exceed \$315,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

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

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 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 authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

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

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

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

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

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

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

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

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

Section 7. This bond resolution is subject to a permissive referendum and the Village Clerk is hereby authorized and directed, within ten (10) days after the adoption of this

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

VILLAGE OF FREEPORT, NEW YORK

PLEASE TAKE NOTICE that on February 26, 2024, 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 February 26, 2024, authorizing the construction of park improvements at Northeast Park, stating the estimated maximum cost thereof is \$315,000, appropriating said amount for such purpose, authorizing the issuance of bonds in the principal amount of \$315,000 to finance said appropriation,”

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

FIRST: AUTHORIZING said Village to construct park improvements at Northeast Park; STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$315,000; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of bonds or notes of the Village in the principal amount of not to exceed \$315,000 to finance said appropriation, and the levy of a tax upon all the taxable real property within the Village to pay the principal of said bonds and interest thereon.

SECOND: AUTHORIZING the issuance of not to exceed \$315,000 bonds of the Village pursuant to the Local Finance Law of the State of New York (the “Law”) to finance said appropriation;

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

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

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

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

DATED: February 26, 2024

Pamela Walsh Boening
Village Clerk

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

* * *

The adoption of the foregoing resolution was seconded
by _____ and duly put to a vote on roll call, which resulted as follows:

AYES:

NOES:

The resolution was declared adopted.

HAWKINS

HAWKINS DELAFIELD & WOOD LLP
7 WORLD TRADE CENTER, 250 GREENWICH STREET, NEW YORK, NEW YORK 10007
(212) 820-9300 | HAWKINS.COM

(212) 820-9620

February 14, 2024

Village of Freeport, New York
\$315,000 Bonds for Park Improvements at Northeast Park
(Our File Designation: 7673/47239)

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

Dear Pam:

At the request of the Village, I have prepared the attached draft Extract of Minutes of the Board of Trustees meeting to be held on February 26, 2024, showing adoption of the above bond resolution. Section 7 of the bond resolution contains the form of notice to be published in the official Village newspaper and posted in six (6) locations throughout the Village, and in each Village polling place, within ten (10) days after adoption of the bond resolution. **Please note that adoption of the bond resolution requires at least a two-thirds vote of the entire membership of the Board of Trustees, without taking into account any temporary absences or vacancies. Therefore, four affirmative votes are required for adoption.**

Also attached is the Affidavit of Posting to be executed by you, as the Village Clerk. A copy of the notice, as posted, should be attached to this Affidavit.

I am forwarding the enclosed bond resolution with the understanding that all requirements of the New York State Environmental Quality Review Act ("SEQRA"), including either a negative declaration or the appropriate level of review of the project, have been complied with or will be complied with prior to adoption.

Please obtain and forward to me a certified copy of the Extract of Minutes, an executed Affidavit of Posting, and an original Affidavit of Publication from the newspaper. Upon receipt of such items, I will forward to the Village the additional documents required with respect to the estoppel publication.

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

With best regards, I am

Very truly yours,

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

William J. Jackson

WJJ/ml
Enclosures

cc: Howard E. Colton, Esq., Village Attorney
Ismaela M. Hernandez, Village Treasurer
Valerie Montes, Deputy Village Treasurer
Jennifer Ungar, Esq., Deputy Village Attorney
David Tanner, Liberty Capital Services

EXTRACT OF MINUTES

Meeting of the Board of Trustees of the

Village of Freeport, in the

County of Nassau, New York

February 26, 2024

* * *

A meeting of the Board of Trustees of the Village of Freeport, in the County of Nassau, New York, was held at the Village Hall, 46 North Ocean Avenue, Freeport, New York, on February 26, 2024.

There were present: Robert T. Kennedy, Mayor; and

Trustees:

There were absent:

Also present: Pamela Walsh Boening, Village Clerk

* * *

_____ offered the following resolution and moved its adoption:

CERTIFICATE

I, Pamela Walsh Boening, Village Clerk of the Village of Freeport, in the County of Nassau, State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Board of Trustees of said Village of Freeport duly called and held on February 26, 2024, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Board of Trustees and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Village of Freeport on February 26, 2024.

(SEAL)

Village Clerk

AFFIDAVIT OF POSTING

Pamela Walsh Boening, being duly sworn, deposes and says:

That she is and at all times hereinafter mentioned she was the duly qualified and acting Village Clerk of the Village of Freeport, in the County of Nassau, State of New York;

That on _____, 2024, she has caused to be conspicuously posted and fastened up in the following places a Notice setting forth an abstract of the bond resolution duly adopted by the Board of Trustees on February 26, 2024, a copy of which is annexed hereto and made a part hereof, said places constituting at least six (6) of the most conspicuous public places in said Village, and at least one copy in each polling place in said Village:

- 1.
- 2.
- 3.
- 4.
- 5.
- 6.

Village Clerk

Subscribed and sworn to before me
this _____ day of _____ 2024.

Notary Public, State of New York

BOND RESOLUTION OF THE VILLAGE OF FREEPORT, NEW YORK, ADOPTED FEBRUARY 26, 2024, AUTHORIZING THE CONSTRUCTION OF SECURITY IMPROVEMENTS TO WELLS AND TOWERS, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$315,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS OF SAID VILLAGE IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$315,000 TO FINANCE SAID APPROPRIATION

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

Section 1. The Village of Freeport, in the County of Nassau, New York (herein called the "Village"), is hereby authorized to construct security improvements to Village wells and towers. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$315,000 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 \$315,000 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. Any grant funds received are authorized to be used to pay all or part of the cost of the project described herein or to pay debt service on any bonds or notes issued pursuant to this resolution.

Section 2. Bonds of the Village in the principal amount of \$315,000 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 or purpose for which said bonds are authorized to be issued, within the limitations of sections 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 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
- (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 _____ and duly put to a vote on roll call, which resulted as follows:

AYES:

NOES:

The resolution was declared adopted.

HAWKINS

HAWKINS DELAFIELD & WOOD LLP
7 WORLD TRADE CENTER, 250 GREENWICH STREET, NEW YORK, NEW YORK 10007
(212) 820-9300 | HAWKINS.COM

(212) 820-9620

February 14, 2024

Village of Freeport, New York
\$315,000 Bonds for Security Improvements Wells and Towers
(Our File Designation: 7673/47239)

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

Dear Pam:

At the request of the Village, I have prepared the attached draft Extract of Minutes of the Board of Trustees meeting to be held on February 26, 2024, showing adoption of the above bond resolution and providing for publication, in summary. **Please note that adoption of the bond resolution requires at least a two-thirds vote of the entire membership of the Board of Trustees, without taking into account any temporary absences or vacancies. Therefore, four affirmative votes are required for adoption.**

Also enclosed is a summary of the bond resolution with the prescribed form of Clerk's statutory notice affixed in readiness for publication in the official Village newspaper. As you know, publication of the bond resolution, in summary, commences a 20-day statute of limitations period pursuant to the provisions of Section 80.00 *et seq.* of the Local Finance Law.

I am forwarding the enclosed bond resolution with the understanding that all requirements of the New York State Environmental Quality Review Act ("SEQRA"), including either a negative declaration or the appropriate level of review of the project, have been complied with or will be complied with prior to adoption.

Please obtain and forward to me a certified copy of the Extract of Minutes and an original Affidavit of Publication, when available.

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

With best regards, I am

Very truly yours,

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

William J. Jackson

WJJ/ml

Enclosures

cc: Howard E. Colton, Esq., Village Attorney
Ismaela M. Hernandez, Village Treasurer
Valerie Montes, Deputy Village Treasurer
Jennifer Ungar, Esq., Deputy Village Attorney
David Tanner, Liberty Capital Services

EXTRACT OF MINUTES

Meeting of the Board of Trustees of the
Village of Freeport, in the
County of Nassau, New York

February 26, 2024

* * *

A meeting of the Board of Trustees of the Village of Freeport, in the County of Nassau, New York, was held at the Village Hall, 46 North Ocean Avenue, Freeport, New York, on February 26, 2024.

There were present: Robert T. Kennedy, Mayor; and

Trustees:

There were absent:

Also present: Pamela Walsh Boening, Village Clerk

* * *

_____ offered the following resolution and moved its
adoption:

CERTIFICATE

I, Pamela Walsh Boening, Village Clerk of the Village of Freeport, in the County of Nassau, State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Board of Trustees of said Village of Freeport duly called and held on February 26, 2024, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Board of Trustees and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Village of Freeport this ___ day of February, 2024.

(SEAL)

Village Clerk

(NOTICE AND SUMMARY OF RESOLUTION FOR PUBLICATION)

The resolution, a summary of which is published herewith, has been adopted on February 26, 2024, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Village of Freeport, in the County of Nassau, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the constitution.

Pamela Walsh Boening
Village Clerk

BOND RESOLUTION OF THE VILLAGE OF FREEPORT, NEW YORK, ADOPTED FEBRUARY 26, 2024, AUTHORIZING THE CONSTRUCTION OF SECURITY IMPROVEMENTS TO VILLAGE WELLS AND TOWERS, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$315,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS OF SAID VILLAGE IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$315,000 TO FINANCE SAID APPROPRIATION

The object or purpose for which the bonds are authorized is to construct security improvements to Village wells and towers.

The period of probable usefulness is five (5) years. Any grant funds received are authorized to be used to pay all or part of the cost of the project described herein or to pay debt service on any bonds or notes issued pursuant to this resolution.

The amount of obligations to be issued is \$315,000.

A complete copy of the bond resolution summarized above shall be available for public inspection during normal business hours at the office of the Village Clerk, at the Village Hall, 46 North Ocean Avenue, Freeport, New York.

The bond resolution is dated February 26, 2024.

BOND RESOLUTION OF THE VILLAGE OF FREEPORT, NEW YORK, ADOPTED FEBRUARY 26, 2024, AUTHORIZING THE PURCHASE OF EQUIPMENT FOR USE BY THE POLICE DEPARTMENT, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$320,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS OF SAID VILLAGE IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$320,000 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 Police Department. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$320,000 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 \$320,000 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 2. Bonds of the Village in the principal amount of \$320,000 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 or purpose for which said bonds are authorized to be issued, within the limitations of sections 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 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
- (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 _____ and duly put to a vote on roll call, which resulted as follows:

AYES:

NOES:

The resolution was declared adopted.

HAWKINS

HAWKINS DELAFIELD & WOOD LLP
7 WORLD TRADE CENTER, 250 GREENWICH STREET, NEW YORK, NEW YORK 10007
(212) 820-9300 | HAWKINS.COM

(212) 820-9620

February 14, 2024

Village of Freeport, New York
\$320,000 Bonds for Police Department Equipment
(Our File Designation: 7673/47239)

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

Dear Pam:

At the request of the Village, I have prepared the attached draft Extract of Minutes of the Board of Trustees meeting to be held on February 26, 2024, showing adoption of the above bond resolution and providing for publication, in summary. **Please note that adoption of the bond resolution requires at least a two-thirds vote of the entire membership of the Board of Trustees, without taking into account any temporary absences or vacancies. Therefore, four affirmative votes are required for adoption.**

Also enclosed is a summary of the bond resolution with the prescribed form of Clerk's statutory notice affixed in readiness for publication in the official Village newspaper. As you know, publication of the bond resolution, in summary, commences a 20-day statute of limitations period pursuant to the provisions of Section 80.00 *et seq.* of the Local Finance Law.

I am forwarding the enclosed bond resolution with the understanding that all requirements of the New York State Environmental Quality Review Act ("SEQRA"), including either a negative declaration or the appropriate level of review of the project, have been complied with or will be complied with prior to adoption.

Please obtain and forward to me a certified copy of the Extract of Minutes and an original Affidavit of Publication, when available.

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

With best regards, I am

Very truly yours,

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

William J. Jackson

WJJ/ml

Enclosures

cc: Howard E. Colton, Esq., Village Attorney
Ismaela M. Hernandez, Village Treasurer
Valarie Montes, Deputy Village Treasurer
Jennifer Ungar, Esq., Deputy Village Attorney
David Tanner, Liberty Capital

EXTRACT OF MINUTES

Meeting of the Board of Trustees of the

Village of Freeport, in the

County of Nassau, New York

February 26, 2024

* * *

A meeting of the Board of Trustees of the Village of Freeport, in the County of Nassau, New York, was held at the Village Hall, 46 North Ocean Avenue, Freeport, New York, on February 26, 2024.

There were present: Robert T. Kennedy, Mayor; and

Trustees:

There were absent:

Also present: Pamela Walsh Boening, Village Clerk

* * *

_____ offered the following resolution and moved its adoption:

CERTIFICATE

I, Pamela Walsh Boening, Village Clerk of the Village of Freeport, in the County of Nassau, State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Board of Trustees of said Village of Freeport duly called and held on February 26, 2024, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Board of Trustees and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Village of Freeport this ___ day of February, 2024.

(SEAL)

Village Clerk

(NOTICE AND SUMMARY OF RESOLUTION FOR PUBLICATION)

The resolution, a summary of which is published herewith, has been adopted on February 26, 2024, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Village of Freeport, in the County of Nassau, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the constitution.

Pamela Walsh Boening
Village Clerk

BOND RESOLUTION OF THE VILLAGE OF FREEPORT, NEW YORK, ADOPTED FEBRUARY 26, 2024, AUTHORIZING THE PURCHASE OF EQUIPMENT FOR USE BY THE POLICE DEPARTMENT, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$320,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS OF SAID VILLAGE IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$320,000 TO FINANCE SAID APPROPRIATION

The object or purpose for which the bonds are authorized is the purchase of equipment for use by the Police Department.

The period of probable usefulness is five (5) years.

The amount of obligations to be issued is \$320,000.

A complete copy of the bond resolution summarized above shall be available for public inspection during normal business hours at the office of the Village Clerk, at the Village Hall, 46 North Ocean Avenue, Freeport, New York.

The bond resolution is dated February 26, 2024.

BOND RESOLUTION OF THE VILLAGE OF FREEPORT, NEW YORK, ADOPTED FEBRUARY 26, 2024, AUTHORIZING THE REPLACEMENT OF A BULKHEAD ALONG GUY LOMBARDO AVENUE, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$446,250, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF \$446,250 TO FINANCE SAID APPROPRIATION

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

Section 1. The Village of Freeport, in the County of Nassau, New York (herein called the "Village"), is hereby authorized to replace a bulkhead along Guy Lombardo Avenue. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$446,250 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds or notes of the Village in the principal amount of not to exceed \$446,250 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Village to pay the principal of said bonds or notes and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the Village in the principal amount of not to exceed \$446,250 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

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

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 22(b) 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 issued in anticipation of said bonds, may be applied to reimburse the Village for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

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

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

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

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

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

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

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

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

Section 7. This bond resolution is subject to a permissive referendum and the Village Clerk is hereby authorized and directed, within ten (10) days after the adoption of this

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

VILLAGE OF FREEPORT, NEW YORK

PLEASE TAKE NOTICE that on February 26, 2024, 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 February 26, 2024, authorizing the replacement of a bulkhead along Guy Lombardo Avenue, stating the estimated maximum cost thereof is \$446,250, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$446,250 to finance said appropriation,”

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

FIRST: AUTHORIZING said Village to replace a bulkhead along Guy Lombardo Avenue; STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$446,250; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of bonds or notes of the Village in the principal amount of not to exceed \$446,250 to finance said appropriation, and the levy of a tax upon all the taxable real property within the Village to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of not to exceed \$446,250 bonds of the Village pursuant to the Local Finance Law of the State of New York (the “Law”) to finance said appropriation;

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

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

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

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

DATED: February 26, 2024

Pamela Walsh Boening
Village Clerk

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

* * *

The adoption of the foregoing resolution was seconded
by _____ and duly put to a vote on roll call, which resulted as follows:

AYES:

NOES:

The resolution was declared adopted.

HAWKINS

HAWKINS DELAFIELD & WOOD LLP

7 WORLD TRADE CENTER, 250 GREENWICH STREET, NEW YORK, NEW YORK 10007

(212) 820-9300 | HAWKINS.COM

(212) 820-9620

February 14, 2024

Village of Freeport, New York
\$446,250 Bonds for Bulkhead Replacement along Guy Lombardo Avenue
(Our File Designation: 7673/47239)

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

Dear Pam:

At the request of the Village, I have prepared the attached draft Extract of Minutes of the Board of Trustees meeting to be held on February 26, 2024, showing adoption of the above bond resolution. Section 7 of the bond resolution contains the form of notice to be published in the official Village newspaper and posted in six (6) locations throughout the Village, and in each Village polling place, within ten (10) days after adoption of the bond resolution. **Please note that adoption of the bond resolution requires at least a two-thirds vote of the entire membership of the Board of Trustees, without taking into account any temporary absences or vacancies. Therefore, four affirmative votes are required for adoption.**

Also attached is the Affidavit of Posting to be executed by you, as the Village Clerk. A copy of the notice, as posted, should be attached to this Affidavit.

I am forwarding the enclosed bond resolution with the understanding that all requirements of the New York State Environmental Quality Review Act ("SEQRA"), including either a negative declaration or the appropriate level of review of the project, have been complied with or will be complied with prior to adoption.

Please obtain and forward to me a certified copy of the Extract of Minutes, an executed Affidavit of Posting, and an original Affidavit of Publication from the newspaper. Upon receipt of such items, I will forward to the Village the additional documents required with respect to the estoppel publication.

FOUNDED 1854

CALIFORNIA CONNECTICUT DISTRICT OF COLUMBIA MICHIGAN
NEW JERSEY NEW YORK NORTH CAROLINA OREGON

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

With best regards, I am

Very truly yours,

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

William J. Jackson

WJJ/ml

Enclosures

cc: Howard E. Colton, Esq., Village Attorney
Ismaela M. Hernandez, Village Treasurer
Valarie Montes, Deputy Village Treasurer
Jennifer Ungar, Esq., Deputy Village Attorney
David Tanner, Liberty Capital

EXTRACT OF MINUTES

Meeting of the Board of Trustees of the

Village of Freeport, in the

County of Nassau, New York

February 26, 2024

* * *

A meeting of the Board of Trustees of the Village of Freeport, in the County of Nassau, New York, was held at the Village Hall, 46 North Ocean Avenue, Freeport, New York, on February 26, 2024.

There were present: Robert T. Kennedy, Mayor; and

Trustees:

There were absent:

Also present: Pamela Walsh Boening, Village Clerk

* * *

_____ offered the following resolution and moved its adoption:

CERTIFICATE

I, Pamela Walsh Boening, Village Clerk of the Village of Freeport, in the County of Nassau, State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Board of Trustees of said Village of Freeport duly called and held on February 26, 2024, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Board of Trustees and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Village of Freeport on February 26, 2024.

(SEAL)

Village Clerk

AFFIDAVIT OF POSTING

Pamela Walsh Boening, being duly sworn, deposes and says:

That she is and at all times hereinafter mentioned she was the duly qualified and acting Village Clerk of the Village of Freeport, in the County of Nassau, State of New York;

That on _____, 2024, she has caused to be conspicuously posted and fastened up in the following places a Notice setting forth an abstract of the bond resolution duly adopted by the Board of Trustees on February 26, 2024, a copy of which is annexed hereto and made a part hereof, said places constituting at least six (6) of the most conspicuous public places in said Village, and at least one copy in each polling place in said Village:

- 1.
- 2.
- 3.
- 4.
- 5.
- 6.

Village Clerk

Subscribed and sworn to before me
this _____ day of _____ 2024.

Notary Public, State of New York

BOND RESOLUTION OF THE VILLAGE OF FREEPORT, NEW YORK, ADOPTED FEBRUARY 26, 2024, AUTHORIZING THE ACQUISITION OF VARIOUS VEHICLES FOR USE BY THE POLICE DEPARTMENT, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$514,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS OF SAID VILLAGE IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$514,000 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 acquire various vehicles, including related equipment, for use by the Police Department. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$514,000 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 \$514,000 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 2. Bonds of the Village in the principal amount of \$514,000 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 said bonds are authorized to be issued, within the limitations of Section 11.00 a. 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 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
- (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 _____ and duly put to a vote on roll call, which resulted as follows:

AYES:

NOES:

The resolution was declared adopted.

HAWKINS

HAWKINS DELAFIELD & WOOD LLP

7 WORLD TRADE CENTER, 250 GREENWICH STREET, NEW YORK, NEW YORK 10007
(212) 820-9300 | HAWKINS.COM

(212) 820-9620

February 14, 2024

Village of Freeport, New York
\$514,000 Bonds for Acquisition of Police Vehicles
(Our File Designation: 7673/47239)

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

Dear Pam:

At the request of the Village, I have prepared the attached draft Extract of Minutes of the Board of Trustees meeting to be held on February 26, 2024, showing adoption of the above bond resolution and providing for publication, in summary. **Please note that adoption of the bond resolution requires at least a two-thirds vote of the entire membership of the Board of Trustees, without taking into account any temporary absences or vacancies. Therefore, four affirmative votes are required for adoption.**

Also enclosed is a summary of the bond resolution with the prescribed form of Clerk's statutory notice affixed in readiness for publication in the official Village newspaper. As you know, publication of the bond resolution, in summary, commences a 20-day statute of limitations period pursuant to the provisions of Section 80.00 *et seq.* of the Local Finance Law.

I am forwarding the enclosed bond resolution with the understanding that all requirements of the New York State Environmental Quality Review Act ("SEQRA"), including either a negative declaration or the appropriate level of review of the project, have been complied with or will be complied with prior to adoption.

Please obtain and forward to me a certified copy of the Extract of Minutes and an original Affidavit of Publication, when available.

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

FOUNDED 1854

CALIFORNIA CONNECTICUT DISTRICT OF COLUMBIA MICHIGAN
NEW JERSEY NEW YORK NORTH CAROLINA OREGON

With best regards, I am

Very truly yours,

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

William J. Jackson

WJJ/ml

Enclosures

cc: Howard E. Colton, Esq., Village Attorney
Ismaela M. Hernandez, Village Treasurer
Valarie Montes, Deputy Village Treasurer
Jennifer Ungar, Esq., Deputy Village Attorney
David Tanner, Liberty Capital Services

EXTRACT OF MINUTES

Meeting of the Board of Trustees of the

Village of Freeport, in the

County of Nassau, New York

February 26, 2024

* * *

A meeting of the Board of Trustees of the Village of Freeport, in the County of Nassau, New York, was held at the Village Hall, 46 North Ocean Avenue, Freeport, New York, on February 26, 2024.

There were present: Robert T. Kennedy, Mayor; and

Trustees:

There were absent:

Also present: Pamela Walsh Boening, Village Clerk

* * *

_____ offered the following resolution and moved its adoption:

CERTIFICATE

I, Pamela Walsh Boening, Village Clerk of the Village of Freeport, in the County of Nassau, State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Board of Trustees of said Village of Freeport duly called and held on February 26, 2024, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Board of Trustees and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Village of Freeport this __ day of _____, 2024.

(SEAL)

Village Clerk

(NOTICE AND SUMMARY OF RESOLUTION FOR PUBLICATION)

The resolution, a summary of which is published herewith, has been adopted on February 26, 2024, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Village of Freeport, in the County of Nassau, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the constitution.

Pamela Walsh Boening
Village Clerk

BOND RESOLUTION OF THE VILLAGE OF FREEPORT, NEW YORK, ADOPTED FEBRUARY 26, 2024, AUTHORIZING THE ACQUISITION OF VARIOUS VEHICLES FOR USE BY THE POLICE DEPARTMENT, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$514,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS OF SAID VILLAGE IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$514,000 TO FINANCE SAID APPROPRIATION

The object or purpose for which the bonds are authorized is the acquisition of various vehicles for use by the Police Department.

The period of probable usefulness is three (3) years.

The amount of obligations to be issued is \$514,000.

A complete copy of the bond resolution summarized above shall be available for public inspection during normal business hours at the office of the Village Clerk, at the Village Hall, 46 North Ocean Avenue, Freeport, New York.

The bond resolution is dated February 26, 2024.

BOND RESOLUTION OF THE VILLAGE OF FREEPORT, NEW YORK, ADOPTED FEBRUARY 26, 2024, AUTHORIZING THE CONSTRUCTION OF VARIOUS IMPROVEMENTS TO WELL NO. 6, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$525,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF \$525,000 TO FINANCE SAID APPROPRIATION

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

Section 1. The Village of Freeport, in the County of Nassau, New York (herein called the "Village"), is hereby authorized to construct various improvements to Well No. 6. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$525,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds or notes of the Village in the principal amount of not to exceed \$525,000 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Village to pay the principal of said bonds or notes and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the Village in the principal amount of not to exceed \$525,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

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

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 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) the amortization and redemption of

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

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

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

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

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

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

Section 7. This bond resolution is subject to a permissive referendum and the Village Clerk is hereby authorized and directed, within ten (10) days after the adoption of this

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

VILLAGE OF FREEPORT, NEW YORK

PLEASE TAKE NOTICE that on February 26, 2024, 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 February 26, 2024, authorizing the construction of various improvements to Well No. 6, stating the estimated maximum cost thereof is \$525,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$525,000 to finance said appropriation,”

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

FIRST: AUTHORIZING said Village to construct various improvements to Well No. 6; STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$525,000; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of bonds or notes of the Village in the principal amount of not to exceed \$525,000 to finance said appropriation, and the levy of a tax upon all the taxable real property within the Village to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of not to exceed \$525,000 bonds of the Village pursuant to the Local Finance Law of the State of New York (the “Law”) to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued is forty (40) years; the temporary use of available funds of the Village, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Law, for the capital purposes described in this resolution and the proceeds of said bonds and any bond anticipation notes issued in anticipation thereof may be applied to reimburse the Village for expenditures made after the effective date of this bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said bonds will exceed five (5) years;

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

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

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

DATED: February 26, 2024

Pamela Walsh Boening
Village Clerk

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

* * *

The adoption of the foregoing resolution was seconded
by _____ and duly put to a vote on roll call, which resulted as follows:

AYES:

NOES:

The resolution was declared adopted.

HAWKINS

HAWKINS DELAFIELD & WOOD LLP
7 WORLD TRADE CENTER, 250 GREENWICH STREET, NEW YORK, NEW YORK 10007
(212) 820-9300 | HAWKINS.COM

(212) 820-9620

February 14, 2024

Village of Freeport, New York
\$525,000 Bonds for Well No. 6 Improvements
(Our File Designation: 7673/47239)

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

Dear Pam:

At the request of the Village, I have prepared the attached draft Extract of Minutes of the Board of Trustees meeting to be held on February 26, 2024, showing adoption of the above bond resolution. Section 7 of the bond resolution contains the form of notice to be published in the official Village newspaper and posted in six (6) locations throughout the Village, and in each Village polling place, within ten (10) days after adoption of the bond resolution. **Please note that adoption of the bond resolution requires at least a two-thirds vote of the entire membership of the Board of Trustees, without taking into account any temporary absences or vacancies. Therefore, four affirmative votes are required for adoption.**

Also attached is the Affidavit of Posting to be executed by you, as the Village Clerk. A copy of the notice, as posted, should be attached to this Affidavit.

I am forwarding the enclosed bond resolution with the understanding that all requirements of the New York State Environmental Quality Review Act ("SEQRA"), including either a negative declaration or the appropriate level of review of the project, have been complied with or will be complied with prior to adoption.

Please obtain and forward to me a certified copy of the Extract of Minutes, an executed Affidavit of Posting, and an original Affidavit of Publication from the newspaper. Upon receipt of such items, I will forward to the Village the additional documents required with respect to the estoppel publication.

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

With best regards, I am

Very truly yours,

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

William J. Jackson

WJJ/ml

Enclosures

cc: Howard E. Colton, Esq., Village Attorney
Ismaela M. Hernandez, Village Treasurer
Valarie Montes, Deputy Village Treasurer
Jennifer Ungar, Esq., Deputy Village Attorney
David Tanner, Liberty Capital Services

EXTRACT OF MINUTES

Meeting of the Board of Trustees of the

Village of Freeport, in the

County of Nassau, New York

February 26, 2024

* * *

A meeting of the Board of Trustees of the Village of Freeport, in the County of Nassau, New York, was held at the Village Hall, 46 North Ocean Avenue, Freeport, New York, on February 26, 2024.

There were present: Robert T. Kennedy, Mayor; and

Trustees:

There were absent:

Also present: Pamela Walsh Boening, Village Clerk

* * *

_____ offered the following resolution and moved its adoption:

CERTIFICATE

I, Pamela Walsh Boening, Village Clerk of the Village of Freeport, in the County of Nassau, State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Board of Trustees of said Village of Freeport duly called and held on February 26, 2024, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Board of Trustees and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Village of Freeport on February 26, 2024.

(SEAL)

Village Clerk

AFFIDAVIT OF POSTING

Pamela Walsh Boening, being duly sworn, deposes and says:

That she is and at all times hereinafter mentioned she was the duly qualified and acting Village Clerk of the Village of Freeport, in the County of Nassau, State of New York;

That on _____, 2024, she has caused to be conspicuously posted and fastened up in the following places a Notice setting forth an abstract of the bond resolution duly adopted by the Board of Trustees on February 26, 2024, a copy of which is annexed hereto and made a part hereof, said places constituting at least six (6) of the most conspicuous public places in said Village, and at least one copy in each polling place in said Village:

- 1.
- 2.
- 3.
- 4.
- 5.
- 6.

Village Clerk

Subscribed and sworn to before me
this _____ day of _____ 2024.

Notary Public, State of New York

BOND RESOLUTION OF THE BOARD OF TRUSTEES OF THE VILLAGE OF FREEPORT, NASSAU COUNTY, NEW YORK, ADOPTED FEBRUARY 26, 2024, AUTHORIZING THE PAYMENT OF TAX CERTIORARI JUDGMENTS, COMPROMISED CLAIMS AND SETTLED CLAIMS PAYABLE IN THE FISCAL YEAR ENDING FEBRUARY 28, 2025, RESULTING FROM COURT ORDERS PURSUANT TO TAX CERTIORARI PROCEEDINGS BROUGHT UNDER ARTICLE SEVEN OF THE REAL PROPERTY TAX LAW, STATING THE ESTIMATED TOTAL COST THEREOF IS \$1,050,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$1,050,000 BONDS OF SAID VILLAGE TO FINANCE SAID APPROPRIATION

Recitals

WHEREAS, the Board of Trustees (the “Board”) the Village of Freeport, Nassau County, New York (the “Village”) proposes to authorize the issuance of \$1,050,000 in serial bonds of the Village to finance amounts due with respect to the judgments, compromised claims or settled claims resulting from court orders on proceedings brought pursuant to Article Seven of the Real Property Tax Law (the “Tax Certiorari Refund Payments”) with respect to the fiscal year ending February 28, 2025; and

WHEREAS, the Board now wishes to appropriate funds and to authorize the issuance of the Village’s serial bonds and bond anticipation notes to be issued to finance the Tax Certiorari Refund Payments.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Trustees of the Village of Freeport, Nassau County, New York (by the favorable vote of not less than two-thirds of all the members of such body), as follows:

Section 1. The Board of Trustees (the “Board”) the Village of Freeport, Nassau County, New York (the “Village”) is hereby authorized to finance amounts due with respect to the judgments, compromised claims or settled claims resulting from court orders on proceedings brought pursuant to Article Seven of the Real Property Tax Law (the “Tax Certiorari Refund Payments”) with respect to the fiscal year ending February 28, 2025. The estimated total cost of said Tax Certiorari Refund Payments, including legal and professional fees and preliminary costs and costs incidental thereto and the financing thereof, is \$1,050,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of \$1,050,000 serial bonds of the Village to finance said appropriation, and the levy and collection of taxes on all the taxable real property of the Village to pay the principal of said bonds and the interest thereon as

the same shall become due and payable. No amount has previously been authorized by the Village to be applied to the payment of such Tax Certiorari Refund Payments.

Section 2. Serial bonds of the Village in the principal amount of \$1,050,000 are hereby authorized to be issued pursuant to provisions of Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law") to finance said appropriation, provided, however the Village Treasurer must file with the Village Clerk and Bond Counsel, a copy of a final court order for any judgments, compromised claims or settled claims to be financed by this bond resolution prior to the sale of bonds or any bond anticipation notes issued in anticipation of said bonds to finance such judgments, compromised claims or settled claims.

Section 3. The period of probable usefulness applicable to the purpose for which said \$1,050,000 bonds are authorized to be issued, within the limitations of Section 11.00 a. 33-a. of the Law, is five (5) years; provided, however, that if the total amount of tax refunds to be paid pursuant to court orders during the fiscal year in which any of said refunds are paid is (i) more than one per centum but less than three per centum of the Village's tax levy for such fiscal year, then the period of probable usefulness applicable to the bonds issued in connection with any such refund shall be ten (10) years, and (ii) more than three per centum but less than five per centum of the Village's tax levy for such fiscal year, then the period of probable usefulness applicable to the bonds issued in connection with any such refund shall be fifteen (15) years, and (iii) more than five per centum of the Village's tax levy for such fiscal year, then the period of probable usefulness applicable to the bonds issued in connection with any such refund shall be twenty (20) years.

Section 4. 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 purposes described in this resolution. The Village shall reimburse such expenditures with the proceeds of the bonds or bond anticipation notes authorized by this resolution. This resolution shall constitute a declaration of official intent to reimburse the expenditures authorized herein with the proceeds of the bonds and bond anticipation notes authorized herein, as required by United States Treasury Regulations Section 1.150-2.

Section 5. The final maturity of the bonds herein authorized to be issued may be in excess of five (5) years provided the conditions set forth in section 3 hereof are met.

Section 6. 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 7. 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 the issuance of bonds with substantially level or declining annual debt service, and of Section 30.00 relative to the authorization of the issuance of bond anticipation notes and of 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, are hereby delegated to the Village Treasurer, the chief fiscal officer of the Village.

Section 8. The Board of Trustees hereby determines that this resolution and the actions authorized herein constitute a "Type II" action within the meaning of the State Environmental Quality Review Act and the regulations of the New York State Department of Environmental Conservation thereunder (collectively, "SEQRA") and that no further action under SEQRA need be taken by the Board of Trustees as a condition precedent to the adoption of this resolution.

Section 9. The validity of the bonds authorized by this resolution and of any bond anticipation notes issued in anticipation 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 (20) days after the date of such publication; or

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

Section 10. 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 the "*Freeport Herald Leader*," a newspaper having a 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 _____ and duly put to a vote on roll call, which resulted as follows:

AYES:

NOES:

The resolution was declared adopted.

HAWKINS

HAWKINS DELAFIELD & WOOD LLP
7 WORLD TRADE CENTER, 250 GREENWICH STREET, NEW YORK, NEW YORK 10007
(212) 820-9300 | HAWKINS.COM

(212) 820-9620

February 14, 2024

Village of Freeport, New York
\$1,050,000 Bonds for the Payment of Tax Certiorari Judgments
(Our File Designation: 7673/47293)

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

Dear Pam:

At the request of the Village, I have prepared the attached draft Extract of Minutes of the Board of Trustees meeting to be held on February 26, 2024, showing adoption of the above bond resolution and providing for publication, in summary. **Please note that adoption of the bond resolution requires at least a two-thirds vote of the entire membership of the Board of Trustees, without taking into account any temporary absences or vacancies. Therefore, four affirmative votes are required for adoption.**

Also enclosed is a summary of the bond resolution with the prescribed form of Clerk's statutory notice affixed in readiness for publication in the official Village newspaper. As you know, publication of the bond resolution, in summary, commences a 20-day statute of limitations period pursuant to the provisions of Section 80.00 *et seq.* of the Local Finance Law.

Please obtain and forward to me a certified copy of the Extract of Minutes and an original Affidavit of Publication, when available. Please do not hesitate to call if you have any questions or concerns regarding the foregoing.

With best regards, I am

Very truly yours,



William J. Jackson

WJJ/ml

Enclosures

cc: Howard E. Colton, Esq., Village Attorney
Ismaela M. Hernandez, Village Treasurer
Valarie Montes, Deputy Village Treasurer
Jennifer Ungar, Esq., Deputy Village Attorney
David Tanner, Liberty Capital Services

FOUNDED 1854

CALIFORNIA CONNECTICUT DISTRICT OF COLUMBIA MICHIGAN
NEW JERSEY NEW YORK NORTH CAROLINA OREGON

EXTRACT OF MINUTES

Meeting of the Board of Trustees of the

Village of Freeport, in the

County of Nassau, New York

February 26, 2024

* * *

A meeting of the Board of Trustees of the Village of Freeport, in the County of Nassau, New York, was held at the Village Hall, 46 North Ocean Avenue, Freeport, New York, on February 26, 2024.

There were present: Robert T. Kennedy, Mayor; and

Trustees:

There were absent:

Also present: Pamela Walsh Boening, Village Clerk

* * *

_____ offered the following resolution and moved its adoption:

CERTIFICATE

I, Pamela Walsh Boening, Village Clerk of the Village of Freeport, in the County of Nassau, State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Board of Trustees of said Village of Freeport duly called and held on February 26, 2024, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Board of Trustees and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Village of Freeport on February 26, 2024.

(SEAL)

Village Clerk

(NOTICE AND SUMMARY OF BOND RESOLUTION FOR PUBLICATION)

The resolution, a summary of which is published herewith, has been adopted on February 26, 2024, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Village of Freeport, in the County of Nassau, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the constitution.

Pamela Walsh Boening
Village Clerk

BOND RESOLUTION OF THE BOARD OF TRUSTEES OF THE VILLAGE OF FREEPORT, NASSAU COUNTY, NEW YORK, ADOPTED FEBRUARY 26, 2024, AUTHORIZING THE PAYMENT OF TAX CERTIORARI JUDGMENTS, COMPROMISED CLAIMS AND SETTLED CLAIMS PAYABLE IN THE FISCAL YEAR ENDING FEBRUARY 28, 2025, RESULTING FROM COURT ORDERS PURSUANT TO TAX CERTIORARI PROCEEDINGS BROUGHT UNDER ARTICLE SEVEN OF THE REAL PROPERTY TAX LAW, STATING THE ESTIMATED TOTAL COST THEREOF IS \$1,050,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$1,050,000 BONDS OF SAID VILLAGE TO FINANCE SAID APPROPRIATION

The object or purpose for which the bonds are authorized is the payment of judgments, compromised claims or settled claims resulting from court orders on proceedings brought pursuant to Article Seven of the Real Property Tax Law that are payable in the fiscal year ending February 28, 2025.

The period of probable usefulness is a minimum five (5) years and maximum twenty (20) years, dependent on the total amount of tax certiorari claims paid in a single fiscal year.

The maximum amount of obligations authorized to be issued is \$1,050,000.

A complete copy of the Bond Resolution summarized above shall be available for public inspection during normal business hours at the office of the Village Clerk, Village of Freeport, Village Hall, 46 N. Ocean Avenue, Freeport, NY 11520.

Dated: February 26, 2024
Freeport, New York

BOND RESOLUTION OF THE VILLAGE OF FREEPORT, NEW YORK, ADOPTED FEBRUARY 26, 2024, AUTHORIZING THE CONSTRUCTION OF DRAINAGE IMPROVEMENTS ALONG WOODCLEFT AVENUE, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$2,625,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF \$2,625,000 TO FINANCE SAID APPROPRIATION

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

Section 1. The Village of Freeport, in the County of Nassau, New York (herein called the "Village"), is hereby authorized to construct drainage improvements along Woodcleft Avenue. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$2,625,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds or notes of the Village in the principal amount of not to exceed \$2,625,000 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Village to pay the principal of said bonds or notes and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the Village in the principal amount of not to exceed \$2,625,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

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

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 4 of the Law, is forty (40) years.

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

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

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

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

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

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

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

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

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

Section 7. This bond resolution is subject to a permissive referendum and the Village Clerk is hereby authorized and directed, within ten (10) days after the adoption of this

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

VILLAGE OF FREEPORT, NEW YORK

PLEASE TAKE NOTICE that on February 26, 2024, 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 February 26, 2024, authorizing the construction of drainage improvements along Woodcleft Avenue, stating the estimated maximum cost thereof is \$2,625,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$2,625,000 to finance said appropriation,”

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

FIRST: AUTHORIZING said Village to construct drainage improvements along Woodcleft Avenue; STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$2,625,000; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of bonds or notes of the Village in the principal amount of not to exceed \$2,625,000 to finance said appropriation, and the levy of a tax upon all the taxable real property within the Village to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of not to exceed \$2,625,000 bonds of the Village pursuant to the Local Finance Law of the State of New York (the “Law”) to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued is forty (40) years; the temporary use of available funds of the Village, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Law, for the capital purposes described in this resolution and the proceeds of said bonds and any bond anticipation notes issued in anticipation thereof may be applied to reimburse the Village for expenditures made after the effective date of this bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said bonds will exceed five (5) years;

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

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

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

DATED: February 26, 2024

Pamela Walsh Boening
Village Clerk

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

* * *

The adoption of the foregoing resolution was seconded
by _____ and duly put to a vote on roll call, which resulted as follows:

AYES:

NOES:

The resolution was declared adopted.

HAWKINS

HAWKINS DELAFIELD & WOOD LLP
7 WORLD TRADE CENTER, 250 GREENWICH STREET, NEW YORK, NEW YORK 10007
(212) 820-9300 | HAWKINS.COM

(212) 820-9620

February 14, 2024

Village of Freeport, New York
\$2,625,000 Bonds for Drainage improvements along Woodcleft Avenue
(Our File Designation: 7673/47239)

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

Dear Pam:

At the Village's request, I have prepared the attached draft Extract of Minutes of the Board of Trustees meeting to be held on February 26, 2024, showing adoption of the above bond resolution. Section 7 of the bond resolution contains the form of notice to be published in the official Village newspaper and posted in six (6) locations throughout the Village, and in each Village polling place, within ten (10) days after adoption of the bond resolution. **Please note that adoption of the bond resolution requires at least a two-thirds vote of the entire membership of the Board of Trustees, without taking into account any temporary absences or vacancies. Therefore, four affirmative votes are required for adoption.**

Also attached is the Affidavit of Posting to be executed by you, as the Village Clerk. A copy of the notice, as posted, should be attached to this Affidavit.

I am forwarding the enclosed bond resolution with the understanding that all requirements of the New York State Environmental Quality Review Act ("SEQRA"), including either a negative declaration or the appropriate level of review of the project, have been complied with or will be complied with prior to adoption.

Please obtain and forward to me a certified copy of the Extract of Minutes, an executed Affidavit of Posting, and an original Affidavit of Publication from the newspaper. Upon receipt of such items, I will forward to the Village the additional documents required with respect to the estoppel publication.

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

With best regards, I am

Very truly yours,

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

William J. Jackson

WJJ/ml

Enclosures

cc: Howard E. Colton, Esq., Village Attorney
Ismaela M. Hernandez, Village Treasurer
Valarie Montes, Deputy Village Treasurer
Jennifer Ungar, Esq., Deputy Village Attorney
David Tanner, Liberty Capital

EXTRACT OF MINUTES

Meeting of the Board of Trustees of the

Village of Freeport, in the

County of Nassau, New York

February 26, 2024

* * *

A meeting of the Board of Trustees of the Village of Freeport, in the County of Nassau, New York, was held at the Village Hall, 46 North Ocean Avenue, Freeport, New York, on February 26, 2024.

There were present: Robert T. Kennedy, Mayor; and

Trustees:

There were absent:

Also present: Pamela Walsh Boening, Village Clerk

* * *

_____ offered the following resolution and moved its adoption:

CERTIFICATE

I, Pamela Walsh Boening, Village Clerk of the Village of Freeport, in the County of Nassau, State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Board of Trustees of said Village of Freeport duly called and held on February 26, 2024, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Board of Trustees and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Village of Freeport on February 26, 2024.

(SEAL)

Village Clerk

AFFIDAVIT OF POSTING

Pamela Walsh Boening, being duly sworn, deposes and says:

That she is and at all times hereinafter mentioned she was the duly qualified and acting Village Clerk of the Village of Freeport, in the County of Nassau, State of New York;

That on _____, 2024, she has caused to be conspicuously posted and fastened up in the following places a Notice setting forth an abstract of the bond resolution duly adopted by the Board of Trustees on February 26, 2024, a copy of which is annexed hereto and made a part hereof, said places constituting at least six (6) of the most conspicuous public places in said Village, and at least one copy in each polling place in said Village:

- 1.
- 2.
- 3.
- 4.
- 5.
- 6.

Village Clerk

Subscribed and sworn to before me
this _____ day of _____ 2024.

Notary Public, State of New York

BOND RESOLUTION OF THE VILLAGE OF FREEPORT, NEW YORK, ADOPTED FEBRUARY 26, 2024, AUTHORIZING THE CONSTRUCTION OF ELECTRIC SYSTEM IMPROVEMENTS, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$3,510,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF \$3,510,000 TO FINANCE SAID APPROPRIATION

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

Section 1. The Village of Freeport, in the County of Nassau, New York (herein called the "Village"), is hereby authorized to construct electric system improvements. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$3,510,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds or notes of the Village in the principal amount of not to exceed \$3,510,000 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Village to pay the principal of said bonds or notes and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the Village in the principal amount of not to exceed \$3,510,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

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

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

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

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

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

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

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

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

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

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

Section 7. This bond resolution is subject to a permissive referendum and the Village Clerk is hereby authorized and directed, within ten (10) days after the adoption of this

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

VILLAGE OF FREEPORT, NEW YORK

PLEASE TAKE NOTICE that on February 26, 2024, 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 February 26, 2024, authorizing the construction of electric system improvements, stating the estimated maximum cost thereof is \$3,510,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$3,510,000 to finance said appropriation,”

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

FIRST: AUTHORIZING said Village to construct electric system improvements; STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$3,510,000; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of bonds or notes of the Village in the principal amount of not to exceed \$3,510,000 to finance said appropriation, and the levy of a tax upon all the taxable real property within the Village to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of not to exceed \$3,510,000 bonds of the Village pursuant to the Local Finance Law of the State of New York (the “Law”) to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued is thirty (30) years; the temporary use of available funds of the Village, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Law, for the capital purposes described in this resolution and the proceeds of said bonds and any bond anticipation notes issued in anticipation thereof may be applied to reimburse the Village for expenditures made after the effective date of this bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said bonds will exceed five (5) years;

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

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

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

DATED: February 26, 2024

Pamela Walsh Boening
Village Clerk

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

* * *

The adoption of the foregoing resolution was seconded
by _____ and duly put to a vote on roll call, which resulted as follows:

AYES:

NOES:

The resolution was declared adopted.

HAWKINS

HAWKINS DELAFIELD & WOOD LLP
7 WORLD TRADE CENTER, 250 GREENWICH STREET, NEW YORK, NEW YORK 10007
(212) 820-9300 | HAWKINS.COM

(212) 820-9620

February 14, 2024

Village of Freeport, New York
\$3,510,000 Bonds for Electric System Improvements
(Our File Designation: 7673/47239)

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

Dear Pam:

At the request of the Village, I have prepared the attached draft Extract of Minutes of the Board of Trustees meeting to be held on February 26, 2024, showing adoption of the above bond resolution. Section 7 of the bond resolution contains the form of notice to be published in the official Village newspaper and posted in six (6) locations throughout the Village, and in each Village polling place, within ten (10) days after adoption of the bond resolution. **Please note that adoption of the bond resolution requires at least a two-thirds vote of the entire membership of the Board of Trustees, without taking into account any temporary absences or vacancies. Therefore, four affirmative votes are required for adoption.**

Also attached is the Affidavit of Posting to be executed by you, as the Village Clerk. A copy of the notice, as posted, should be attached to this Affidavit.

I am forwarding the enclosed bond resolution with the understanding that all requirements of the New York State Environmental Quality Review Act ("SEQRA"), including either a negative declaration or the appropriate level of review of the project, have been complied with or will be complied with prior to adoption.

Please obtain and forward to me a certified copy of the Extract of Minutes, an executed Affidavit of Posting, and an original Affidavit of Publication from the newspaper. Upon receipt of such items, I will forward to the Village the additional documents required with respect to the estoppel publication.

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

With best regards, I am

Very truly yours,

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

William J. Jackson

WJJ/ml

Enclosures

cc: Howard E. Colton, Esq., Village Attorney
Ismaela M. Hernandez, Village Treasurer
Valarie Montes, Deputy Village Treasurer
Jennifer Ungar, Esq., Deputy Village Attorney
David Tanner, Liberty Capital

EXTRACT OF MINUTES

Meeting of the Board of Trustees of the

Village of Freeport, in the

County of Nassau, New York

February 26, 2024

* * *

A meeting of the Board of Trustees of the Village of Freeport, in the County of Nassau, New York, was held at the Village Hall, 46 North Ocean Avenue, Freeport, New York, on February 26, 2024.

There were present: Robert T. Kennedy, Mayor; and

Trustees:

There were absent:

Also present: Pamela Walsh Boening, Village Clerk

* * *

_____ offered the following resolution and moved its adoption:

CERTIFICATE

I, Pamela Walsh Boening, Village Clerk of the Village of Freeport, in the County of Nassau, State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Board of Trustees of said Village of Freeport duly called and held on February 26, 2024, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Board of Trustees and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Village of Freeport on February 26, 2024.

(SEAL)

Village Clerk

AFFIDAVIT OF POSTING

Pamela Walsh Boening, being duly sworn, deposes and says:

That she is and at all times hereinafter mentioned she was the duly qualified and acting Village Clerk of the Village of Freeport, in the County of Nassau, State of New York;

That on _____, 2024, she has caused to be conspicuously posted and fastened up in the following places a Notice setting forth an abstract of the bond resolution duly adopted by the Board of Trustees on February 26, 2024, a copy of which is annexed hereto and made a part hereof, said places constituting at least six (6) of the most conspicuous public places in said Village, and at least one copy in each polling place in said Village:

- 1.
- 2.
- 3.
- 4.
- 5.
- 6.

Village Clerk

Subscribed and sworn to before me
this _____ day of _____ 2024.

Notary Public, State of New York

**INCORPORATED VILLAGE OF FREEPORT
DEPARTMENT OF PUBLIC WORKS
INTER-OFFICE CORRESPONDENCE**

To: Mayor Robert T. Kennedy

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

Date: February 15, 2024

Re: Professional Services Agreement for the Maintenance and Repair of the Freeport Water Department Electrical Control Systems.

The Water Department would like approval to enter into a Professional Services agreement for the maintenance and repair of the Water Department's electrical control systems. The electrical control systems integrate water safety controls as well as chemical feed systems necessary for the production and treatment of the Village's water supply.

It is therefore requested that we enter into a Professional Services agreement with Eagle Control Corporation, 23 Old Dock Road, Yaphank, N.Y. 11980 at a total cost not to exceed \$40,000.00. A copy of the rates and terms are attached. The contract will be for a term of one year contract starting on March 1, 2024 and expiring on February 28, 2025.

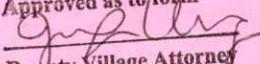
Funding for these services will come from the Water Department operating budget (WE95004 544810).

If you have any questions, please let me know.



Robert R. Fisenne, P.E.

Encl.

Approved as to form

Deputy Village Attorney

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

WHEREAS, the Freeport Water Department needs assistance from time to time, for the maintenance of the Department's electrical control systems, which integrate water safety controls as well as chemical feed systems necessary for the production and treatment of the Village's water supply; and

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

WHEREAS, Eagle Control Corporation, 23 Old Dock Road, Yaphank, New York, 11980 possesses those certain skills, knowledge, and expertise of a specialized nature; and

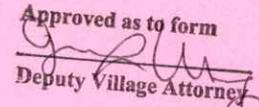
WHEREAS, the contract will be for a term from March 1, 2024 to February 28, 2025 for a total cost not to exceed \$40,000; and

WHEREAS, the cost of these services shall be charged to WE95004 544810 Water Department Operating Budget and there are sufficient funds to cover these costs; and

NOW THEREFORE BE IT RESOLVED, that the Mayor be and is hereby authorized to execute a Professional Services Agreement with Eagle Control Corporation, 23 Old Dock Road, Yaphank, New York, 11980, for a term from March 1, 2024 to February 28, 2025 for a total cost not to exceed \$40,000.

The Clerk polled the Board as follows:

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

Approved as to form

Deputy Village Attorney



SERVICE RATES
Valid for the 2024 Calendar Year

We offer the following rates for field service depending on the needs of the customer:

A. Scheduled Service:

Should your requirement be routine in nature allowing us to fit you into our schedule you will be charged our scheduled rate.

B. Overtime Service:

In the unlikely event that a scheduled service call should continue beyond the normal working hours of 8:00am to 5:00pm you will be charged the overtime rate.

C. Emergency Service:

Should your requirement be urgent in nature requiring our services on the same day, weekend or holiday you will be charged the emergency rate.

Charges for the above services will differ depending on your service requirements. Field Service consists of troubleshooting and repair of existing instrumentation and control systems. Engineering Service consists of design or programming changes to existing systems. A summary of our service rates is presented below.

I. Field Service Rates:

A. Scheduled Work Hours	
8:00 AM to 5:00 PM	\$165.00 per hour
B. Overtime Hours	
After 5:00 PM	\$195.00 per hour
C. Emergencies, Saturdays, Sundays, & Legal Holidays	\$220.00 per hour

II. Engineering Service Rates:

A. Scheduled work hours	
8:00 AM to 5:00 PM	\$195.00 per hour
B. Overtime Work Hours	
After 5:00 PM	\$250.00 per hour
C. Emergencies, Saturdays, Sundays, & Legal Holidays	\$300.00 per hour

- NOTES:**
- (a) Minimum service charge will equal four (4) hours at the appropriate rate.
 - (b) There is no additional charge for mileage within a 50 mile radius from our Yaphank Office, to and from the jobsite. Additional fees shall be applied beyond this distance.
 - (c) Rates are subject to change without notice.

**INCORPORATED VILLAGE OF FREEPORT
WATER AND SEWER DEPARTMENT
INTER-OFFICE CORRESPONDENCE**

To: Mayor Robert T. Kennedy

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

Date: February 16, 2024

**Re: FURNISHING OF FIRE HYDRANTS, GATE VALVES AND REPAIR COUPLINGS
(CONTRACT #2)**

Thirteen bids were distributed and two bids were received on February 13, 2024 for Contract #2 which provides for the purchase of fire hydrants for the Water Department.

Ferguson Waterworks, 200 Atlantic Avenue, New Hyde Park appeared to be the low bidder, however they proposed an alternate manufacturer that is incompatible with our current hydrants and therefore their bid does not qualify.

T. Mina Supply, Inc, 17 Expressway Drive North, Medford, NY 11763, was the lowest qualified bidder for Contract #2, for a total bid of **\$137,270.00**. We have checked their references and all appears to be in order. Attached is a copy of the bid tabulation for your use.

Funding for this purchase will come out of the Water Department operating budget (WE97004 547710).

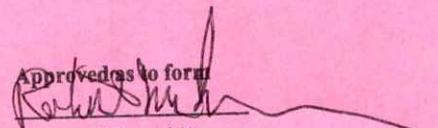
Accordingly, it is recommended that the purchase contract, **FURNISHING OF FIRE HYDRANTS, GATE VALVES AND REPAIR COUPLINGS (#2)** be awarded to the sole responsible bidder:

**T. Mina Supply, Inc.
17 Expressway Drive North
Medford, NY 11763**

in the amount of **\$137,270.00** for this contract total bid effective March 1, 2024 through February 28, 2025 with an option for two one-year extensions if mutually accepted.



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

Approved as to form

Deputy Village Attorney

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

WHEREAS, on January 8, 2024, the Board authorized the Village Clerk to publish a Notice to Bidders for the “Furnishing of Fire Hydrants, Gate Valves, Repair Couplings, Repair Fittings and Incidentals – 2024”; and

WHEREAS, thirteen (13) bids were distributed and two (2) bids were received on February 13, 2024 for Contract #2 which provides for the purchase of fire hydrants for the Water Department; and

WHEREAS, T. Mina Supply, Inc, 17 Expressway Drive North, Medford, NY 11763, was the lowest qualified bidder for Contract #2, for a total bid of \$137,270.00; and

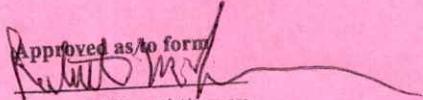
WHEREAS, the contract will be for a term from March 1, 2024 to February 28, 2025, with an option for two (2) one-year extensions if mutually accepted; and

WHEREAS, funding for this purchase will come out of the Water Department operating budget (WE97004 547710); and

NOW THEREFORE BE IT RESOLVED, that based upon the recommendation of the Superintendent of Public Works, the Board approve and the Mayor be and hereby is authorized to sign any paperwork necessary to award the bid for the “Furnishing of Fire Hydrants, Gate Valves, Repair Couplings, Repair Fittings and Incidentals – 2024” (Contract #2) to T. Mina Supply, Inc, 17 Expressway Drive North, Medford, NY 11763, for a total cost of \$137,270.00 for a term from March 1, 2024 to February 28, 2025, with an option for two (2) one-year extensions if mutually accepted.

The Clerk polled the Board as follows:

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

Approved as to form

Deputy Village Attorney

INCORPORATED VILLAGE OF FREEPORT
WATER DEPARTMENT

PROJECT FURNISHING OF FIRE HYDRANTS, GATE VALVES & REPAIR COUPLINGS 2024 (CONTRACTS # 2 #3 #4)

BID DATE: February 13, 2024

FERGUSON WATERWORKS
200 ATLANTIC AVENUE
NEW HYDE PARK, NY 11040

T. MINA SUPPLY INC.
17 EXPRESSWAY DRIVE NORTH
MEDFORD, NY 11763

CORE & MAIN LP
1536 SOUTHERN BLVD, SUITE 2
BRONX, NY 10460

ITEM	NO.	DESCRIPTION	UNITS	BID QUANTITY	UNIT PRICE	TOTAL COST	UNIT PRICE	TOTAL COST	UNIT PRICE	TOTAL COST
1A	4"	Mueller-Resilient-wedge-Gate-Valve-or-Equal	EA	12						
1B	6"	Mueller-Resilient-wedge-Gate-Valve-or-Equal	EA	20						
1C	8"	Mueller-Resilient-wedge-Gate-Valve-or-Equal	EA	15						
1D	10"	Mueller-Resilient-wedge-Gate-Valve-or-Equal	EA	8						
1E	12"	Mueller-Resilient-wedge-Gate-Valve-or-Equal	EA	4						
1F		Gate-Valve-Boxes	EA	50						
1G		ALLOWANCE FOR MISC.-MATERIALS	L.S.	1						
		ITEM ONE TOTAL			*					
2A	4"	Mechanical Joint Eddy NO. 2000 VOF standard Fire Hydrant 4 1/4" VALVE-4'-0 depth of bury	EA	2	3295.26	6,590.52	3,670.00	7,340.00		
2B	4"	Mechanical Joint Eddy NO. 2000 VOF standard Fire Hydrant 4 1/4" VALVE-4'-6 depth of bury	EA	2	3357.15	6,714.30	3,740.00	7,480.00		
2C	4"	Mechanical Joint Eddy NO. 2000 VOF standard Fire Hydrant 4 1/4" VALVE-5'-0 depth of bury	EA	2	3419.08	6,838.16	3,800.00	7,600.00		
2D	4"	Mechanical Joint Eddy NO. 2000 VOF standard Fire Hydrant 4 1/4" VALVE-5'-6 depth of bury	EA	5	3481.20	17,406.00	3,850.00	19,250.00		
2E	6"	Mechanical Joint Eddy NO. 2000 VOF standard Fire Hydrant 5 1/4" VALVE-4'-0 depth of bury	EA	2	3453.81	6,907.62	3,850.00	7,700.00		
2F	6"	Mechanical Joint Eddy NO. 2000 VOF standard Fire Hydrant 5 1/4" VALVE-4'-6 depth of bury	EA	12	3533.87	42,406.44	3,930.00	47,160.00		
2G	6"	Mechanical Joint Eddy NO. 2000 VOF standard Fire Hydrant 5 1/4" VALVE-5'-0 depth of bury	EA	6	3614.12	21,684.72	4,020.00	24,120.00		
2H	6"	Mechanical Joint Eddy NO. 2000 VOF standard Fire Hydrant 5 1/4" VALVE-5'-6 depth of bury	EA	2	3694.25	7,388.50	4,110.00	8,220.00		
2I	6"	Mechanical Joint Eddy NO. 2000 VOF standard Fire Hydrant 4 1/4" VALVE-6'-0 depth of bury	EA	2	3774.28	7,548.56	4,200.00	8,400.00		
		ITEM TWO TOTAL			*TOTAL	123,484.82		137,270.00		
3A	4"	Hymax Coupling	EA	20	261.30	5,226.00	293.00	5,860.00	233.00	4,660.00
3B	6"	Hymax Coupling	EA	30	346.05	10,381.50	388.00	11,640.00	308.00	9,240.00
3C	8"	Hymax Coupling	EA	20	390.70	7,814.00	438.00	8,760.00	348.00	6,960.00
3D	10"	Hymax Coupling	EA	12	502.61	6,031.32	563.00	6,756.00	447.00	5,364.00
3E	12"	Hymax Coupling	EA	5	593.24	2,966.20	796.00	3,980.00	528.00	2,640.00
3F	6"	Ductile Iron Water Main per Linear Foot	L.F.	100	31.27	3,127.00	36.00	3,600.00	30.00	3,000.00
3G	8"	Ductile Iron Water Main per Linear Foot	L.F.	300	44.12	13,236.00	51.00	15,300.00	43.00	12,900.00
3H	10"	Ductile Iron Water Main per Linear Foot	L.F.	100	57.84	5,784.00	67.00	6,700.00	56.00	5,600.00
3I		ALLOWANCE FOR MISC. MATERIALS	L.S.	1	6,000.00	6,000.00	6,000.00	6,000.00	6,000.00	6,000.00
		ITEM THREE TOTAL			TOTAL	60,566.02		68,596.00		56,364.00
4A	3/4"	TYPE K COPPER	LF	240	5.66	1,358.40	7.85	1,884.00	7.00	1,680.00
4B	1"	TYPE K COPPER	EA	480	7.52	3,609.60	10.45	5,016.00	9.00	4,320.00
4C	3/4"	CURB STOP	EA	24	114.65	2,751.60	121.00	2,904.00	128.00	3,072.00
4D	1"	CURB STOP	EA	24	167.52	4,020.48	183.00	4,392.00	186.00	4,464.00
4E	1"	CURB BOX	EA	24	57.48	1,379.52	67.00	1,608.00	77.00	1,848.00
4F	3/4"	SERVICE COUPLINGS	EA	50	28.65	1,432.50	33.00	1,650.00	32.00	1,600.00
4G	1"	SERVICE COUPLINGS	EA	50	31.26	1,563.00	38.00	1,900.00	35.00	1,750.00
4H	3/4"	BALL CORPORATION VALVE	EA	20	85.15	1,703.00	60.00	1,200.00	95.00	1,900.00
4I	1"	BALL CORPORATION VALVE	EA	20	122.19	2,443.80	91.00	1,820.00	136.00	2,720.00
4J		ALLOWANCE FOR MISC. MATERIALS	L.S.	1	10,000.00	10,000.00	10,000.00	10,000.00	10,000.00	10,000.00
		ITEM FOUR TOTAL			TOTAL	30,261.90		32,374.00		33,354.00
		TOTAL				214,312.74		238,240.00		89,718.00

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

DIRECTIVE

TO: Robert R. Fisenne, Superintendent of Public Works January 10, 2024
FROM: Pamela Walsh Boening, Village Clerk

The following directive is an excerpt from the Minutes of the Board of Trustees Meeting of January 8, 2024:

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

WHEREAS, on November 6, 1972, the Board adopted a resolution standardizing Eddy Valves throughout the water distribution system and to date, there are approximately 1400 gate valves in the system; and

WHEREAS, on August 15, 1988, the Board adopted a resolution standardizing Eddy fire hydrants and repair parts manufactured by Clow Corporation and to date, there are approximately 1200 fire hydrants in the system; and

WHEREAS, the contract under which these items are currently purchased will expire on February 29, 2024; and

WHEREAS, the Water & Sewer Department is requesting the Board to authorize the Village Clerk to advertise a Notice to Bidders for the “Furnishing of Fire Hydrants, Gate Valves, Repair Couplings, Repair Fittings and Incidentals – 2024”; and

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

WHEREAS, the contract will be for a term of one year beginning March 1, 2024 and ending February 28, 2025, with an option for two (2) one-year extensions if mutually accepted; and

WHEREAS, the estimated cost of this contract is \$190,000.00; and

WHEREAS, funding for this is anticipated to be included in the Water Department Operating Budget (WE97004 – Distribution Expense Contractual); 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 “Furnishing of Fire Hydrants, Gate Valves, Repair Couplings, Repair Fittings and Incidentals – 2024” in the Freeport Herald and other relevant publications of general

**INCORPORATED VILLAGE OF FREEPORT
WATER AND SEWER DEPARTMENT
INTER-OFFICE CORRESPONDENCE**

To: Mayor Robert T. Kennedy
From: Robert R. Fisenne, P.E., Superintendent of Public Works
Date: February 16, 2024

**Re: FURNISHING OF FIRE HYDRANTS, GATE VALVES AND REPAIR COUPLINGS
(CONTRACT #3)**

Thirteen bids were distributed and three bids were received on February 13, 2024 for the referenced purchase contract which provides for the purchase of various size repair couplings for the Water Department.

Core & Main LP, 1536 Southern Blvd, Suite 2, Bronx, N.Y. 10460 was the low bidder for Contract #3 for a total bid of **\$56,364.00**. We have checked their references and all appears to be in order. Attached is a copy of the bid tabulation for your use.

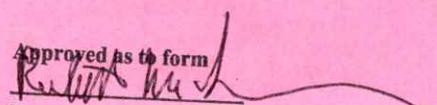
Purchases from this contract will be utilized by several subdivisions of the Water Department and therefore any purchase under this contract will be paid for under the appropriate account in the Water Department. The Superintendent of Public Works or the Superintendent of Water will determine the appropriate account or budget line to charge work to under this contract. Should materials purchased under this contract be used for purposes other than the Water Department, the Department Head of said Village Department will determine the appropriate account or budget line to charge work to under this contract.

Accordingly, it is recommended that the purchase contract, **FURNISHING OF FIRE HYDRANTS, GATE VALVES AND REPAIR COUPLINGS (CONTRACT #3)** be awarded to the lowest responsible bidder:

**Core & Main LP
1536 Southern Blvd
Suite 2
Bronx, N.Y. 10460**

in the amount of **\$56,364.00** for this contract total bid effective March 1, 2024 through February 28, 2025 with an option for two one-year extensions if mutually accepted.


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

Approved as to form

Deputy Village Attorney

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

WHEREAS, on January 8, 2024, the Board authorized the Village Clerk to publish a Notice to Bidders for the “Furnishing of Fire Hydrants, Gate Valves, Repair Couplings, Repair Fittings and Incidentals – 2024”; and

WHEREAS, thirteen (13) bids were distributed and three (3) bids were received on February 13, 2024 for Contract #3 which provides for the purchase of various size repair couplings for the Water Department; and

WHEREAS, Core & Main LP, 1536 Southern Blvd, Suite 2, Bronx, NY 10460 was the low bidder for Contract #3 for a total bid of \$56,364.00; and

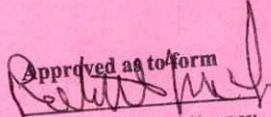
WHEREAS, the contract will be for a term from March 1, 2024 to February 28, 2025, with an option for two (2) one-year extensions if mutually accepted; and

WHEREAS, funding for this purchase will come out of the Water Department operating budget (WE97004 547710); and

NOW THEREFORE BE IT RESOLVED, that based upon the recommendation of the Superintendent of Public Works, the Board approve and the Mayor be and hereby is authorized to sign any paperwork necessary to award the bid for the “Furnishing of Fire Hydrants, Gate Valves, Repair Couplings, Repair Fittings and Incidentals – 2024” (Contract #3) to Core & Main LP, 1536 Southern Blvd, Suite 2, Bronx, NY 10460, for a total cost of \$56,364.00 for a term from March 1, 2024 to February 28, 2025, with an option for two (2) one-year extensions if mutually accepted.

The Clerk polled the Board as follows:

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

Approved as to form

Deputy Village Attorney

INCORPORATED VILLAGE OF FREEPORT
WATER DEPARTMENT

PROJECT FURNISHING OF FIRE HYDRANTS, GATE VALVES & REPAIR COUPLINGS 2024 (CONTRACTS #2 #3 #4)

BID DATE: February 13, 2024

FERGUSON WATERWORKS
200 ATLANTIC AVENUE
NEW HYDE PARK, NY 11040

T. MINA SUPPLY INC.
17 EXPRESSWAY DRIVE NORTH
MEDFORD, NY 11763

CORE & MAIN LP
1536 SOUTHERN BLVD,
BRONX, NY 10460

ITEM NO.	DESCRIPTION	UNITS	BID QUANTITY	UNIT PRICE	TOTAL COST	UNIT PRICE	TOTAL COST	UNIT PRICE	TOTAL COST
1A	4" Mueller-Resilient-wedge-Gate-Valve-or-Equal	EA	12						
1B	6" Mueller-Resilient-wedge-Gate-Valve-or-Equal	EA	20						
1C	8" Mueller-Resilient-wedge-Gate-Valve-or-Equal	EA	15						
1D	10" Mueller-Resilient-wedge-Gate-Valve-or-Equal	EA	8						
1E	12" Mueller-Resilient-wedge-Gate-Valve-or-Equal	EA	4						
1F	Gate Valve Boxes	EA	50						
1G	ALLOWANCE FOR MISC. MATERIALS	L.S.	1						
ITEM ONE TOTAL									
2A	4" Mechanical Joint Eddy NO. 2000 VOF standard Fire Hydrant 4 1/4" VALVE-4'-0 depth of bury	EA	2	3295.26	6,590.52	3,670.00	7,340.00		
2B	4" Mechanical Joint Eddy NO. 2000 VOF standard Fire Hydrant 4 1/4" VALVE-4'-6 depth of bury	EA	2	3357.15	6,714.30	3,740.00	7,480.00		
2C	4" Mechanical Joint Eddy NO. 2000 VOF standard Fire Hydrant 4 1/4" VALVE-5'-0 depth of bury	EA	2	3419.08	6,838.16	3,800.00	7,600.00		
2D	4" Mechanical Joint Eddy NO. 2000 VOF standard Fire Hydrant 4 1/4" VALVE-5'-6 depth of bury	EA	5	3481.20	17,406.00	3,850.00	19,250.00		
2E	6" Mechanical Joint Eddy NO. 2000 VOF standard Fire Hydrant 5 1/4" VALVE-4'-0 depth of bury	EA	2	3453.81	6,907.62	3,850.00	7,700.00		
2F	6" Mechanical Joint Eddy NO. 2000 VOF standard Fire Hydrant 5 1/4" VALVE-4'-6 depth of bury	EA	12	3533.87	42,406.44	3,930.00	47,160.00		
2G	6" Mechanical Joint Eddy NO. 2000 VOF standard Fire Hydrant 5 1/4" VALVE-5'-0 depth of bury	EA	6	3614.12	21,684.72	4,020.00	24,120.00		
2H	6" Mechanical Joint Eddy NO. 2000 VOF standard Fire Hydrant 5 1/4" VALVE-5'-6 depth of bury	EA	2	3694.25	7,388.50	4,110.00	8,220.00		
2I	6" Mechanical Joint Eddy NO. 2000 VOF standard Fire Hydrant 4 1/4" VALVE-6'-0 depth of bury	EA	2	3774.28	7,548.56	4,200.00	8,400.00		
QUOTING MUELLER AS AN EQUIVALENT TO CLOW (FERGUSON WATERWORKS)									
ITEM TWO TOTAL					\$ 123,484.82		\$ 137,270.00		\$
3A	4" Hymax Coupling	EA	20	261.30	5,226.00	293.00	5,860.00	233.00	4,660.00
3B	6" Hymax Coupling	EA	30	346.05	10,381.50	388.00	11,640.00	308.00	9,240.00
3C	8" Hymax Coupling	EA	20	390.70	7,814.00	438.00	8,760.00	348.00	6,960.00
3D	10" Hymax Coupling	EA	12	502.61	6,031.32	563.00	6,756.00	447.00	5,364.00
3E	12" Hymax Coupling	EA	5	593.24	2,966.20	796.00	3,980.00	528.00	2,640.00
3F	6" Ductile Iron Water Main per Linear Foot	L.F.	100	31.27	3,127.00	36.00	3,600.00	30.00	3,000.00
3G	8" Ductile Iron Water Main per Linear Foot	L.F.	300	44.12	13,236.00	51.00	15,300.00	43.00	12,900.00
3H	10" Ductile Iron Water Main per Linear Foot	L.F.	100	57.84	5,784.00	67.00	6,700.00	56.00	5,600.00
3I	ALLOWANCE FOR MISC. MATERIALS	L.S.	1	6,000.00	6,000.00	6,000.00	6,000.00	6,000.00	6,000.00
ITEM THREE TOTAL					\$ 60,566.02		\$ 68,596.00		\$ 56,364.00
4A	3/4" TYPE K COPPER	LF	240	5.66	1,358.40	7.85	1,884.00	7.00	1,680.00
4B	1" TYPE K COPPER	LF	480	7.52	3,609.60	10.45	5,016.00	9.00	4,320.00
4C	3/4" CURB STOP	EA	24	114.65	2,751.60	121.00	2,904.00	128.00	3,072.00
4D	1" CURB STOP	EA	24	167.52	4,020.48	183.00	4,392.00	186.00	4,464.00
4E	1" CURB BOX	EA	24	57.48	1,379.52	67.00	1,608.00	77.00	1,848.00
4F	3/4" SERVICE COUPLINGS	EA	50	28.65	1,432.50	33.00	1,650.00	32.00	1,600.00
4G	1" SERVICE COUPLINGS	EA	50	31.26	1,563.00	38.00	1,900.00	35.00	1,750.00
4H	3/4" BALL CORPORATION VALVE	EA	20	85.15	1,703.00	60.00	1,200.00	95.00	1,900.00
4I	1" BALL CORPORATION VALVE	EA	20	122.19	2,443.80	91.00	1,820.00	136.00	2,720.00
4J	ALLOWANCE FOR MISC. MATERIALS	L.S.	1	10,000.00	10,000.00	10,000.00	10,000.00	10,000.00	10,000.00
ITEM FOUR TOTAL					\$ 30,261.90		\$ 32,374.00		\$ 33,354.00
TOTAL					\$ 214,312.74		\$ 238,240.00		\$ 89,718.00

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

DIRECTIVE

TO: Robert R. Fisenne, Superintendent of Public Works January 10, 2024
FROM: Pamela Walsh Boening, Village Clerk

The following directive is an excerpt from the Minutes of the Board of Trustees Meeting of January 8, 2024:

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

WHEREAS, on November 6, 1972, the Board adopted a resolution standardizing Eddy Valves throughout the water distribution system and to date, there are approximately 1400 gate valves in the system; and

WHEREAS, on August 15, 1988, the Board adopted a resolution standardizing Eddy fire hydrants and repair parts manufactured by Clow Corporation and to date, there are approximately 1200 fire hydrants in the system; and

WHEREAS, the contract under which these items are currently purchased will expire on February 29, 2024; and

WHEREAS, the Water & Sewer Department is requesting the Board to authorize the Village Clerk to advertise a Notice to Bidders for the “Furnishing of Fire Hydrants, Gate Valves, Repair Couplings, Repair Fittings and Incidentals – 2024”; and

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

WHEREAS, the contract will be for a term of one year beginning March 1, 2024 and ending February 28, 2025, with an option for two (2) one-year extensions if mutually accepted; and

WHEREAS, the estimated cost of this contract is \$190,000.00; and

WHEREAS, funding for this is anticipated to be included in the Water Department Operating Budget (WE97004 – Distribution Expense Contractual); 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 “Furnishing of Fire Hydrants, Gate Valves, Repair Couplings, Repair Fittings and Incidentals – 2024” in the Freeport Herald and other relevant publications of general

**INCORPORATED VILLAGE OF FREEPORT
WATER AND SEWER DEPARTMENT
INTER-OFFICE CORRESPONDENCE**

To: Mayor Robert T. Kennedy
From: Robert R. Fisenne, P.E., Superintendent of Public Works
Date: February 16, 2024

**Re: FURNISHING OF FIRE HYDRANTS, GATE VALVES AND REPAIR COUPLINGS
(CONTRACT #4)**

Thirteen bids were distributed and three bids were received on February 13, 2024 for the referenced purchase contract, which provides for the purchase of miscellaneous repair materials for water services for the Water Department.

Ferguson Waterworks, 200 Atlantic Avenue, New Hyde Park, N.Y. 11040, was the low bidder for Contract #4, for a total bid of **\$30,261.90**. We have checked their references and all appears to be in order. Attached is a copy of the bid tabulation for your use.

Purchases from this contract will be utilized by several subdivisions of the Water Department and therefore any purchase under this contract will be paid for under the appropriate account in the Water Department. The Superintendent of Public Works or the Superintendent of Water will determine the appropriate account or budget line to charge work to under this contract. Should materials purchased under this contract be used for purposes other than the Water Department, the Department Head of said Village Department will determine the appropriate account or budget line to charge work to under this contract.

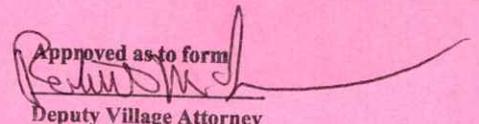
Accordingly, it is recommended that the purchase contract, **FURNISHING OF FIRE HYDRANTS, GATE VALVES AND REPAIR COUPLINGS (CONTRACT #4)** be awarded to the lowest responsible bidder:

**Ferguson Waterworks
200 Atlantic Avenue
New Hyde Park, N.Y. 11040**

in the amount of **\$30,261.90**. for this contract total bid effective March 1, 2024 through February 28, 2025 with an option for two one-year extensions if mutually accepted.



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

Approved as to form

Deputy Village Attorney

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

WHEREAS, on January 8, 2024, the Board authorized the Village Clerk to publish a Notice to Bidders for the “Furnishing of Fire Hydrants, Gate Valves, Repair Couplings, Repair Fittings and Incidentals – 2024”; and

WHEREAS, thirteen (13) bids were distributed and three (3) bids were received on February 13, 2024 for Contract #4, which provides the purchase of miscellaneous repair materials for water services for the Water Department; and

WHEREAS, Ferguson Waterworks, 200 Atlantic Avenue, New Hyde Park, NY 11040, was the low bidder for Contract #4, for a total bid of \$30,261.90; and

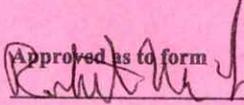
WHEREAS, the contract will be for a term from March 1, 2024 to February 28, 2025, with an option for two (2) one-year extensions if mutually accepted; and

WHEREAS, funding for this purchase will come out of the Water Department operating budget (WE97004 547710); and

NOW THEREFORE BE IT RESOLVED, that based upon the recommendation of the Superintendent of Public Works, the Board approve and the Mayor be and hereby is authorized to sign any paperwork necessary to award the bid for the “Furnishing of Fire Hydrants, Gate Valves, Repair Couplings, Repair Fittings and Incidentals – 2024” (Contract #4) to Ferguson Waterworks, 200 Atlantic Avenue, New Hyde Park, NY 11040, for a total cost of \$30,261.90 for a term from March 1, 2024 to February 28, 2025, with an option for two (2) one-year extensions if mutually accepted.

The Clerk polled the Board as follows:

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

Approved as to form

Deputy Village Attorney

INCORPORATED VILLAGE OF FREEPORT
WATER DEPARTMENT

PROJECT FURNISHING OF FIRE HYDRANTS, GATE VALVES & REPAIR COUPLINGS 2024 (CONTRACTS #2 #3 #4)

BID DATE: February 13, 2024

FERGUSON WATERWORKS
200 ATLANTIC AVENUE
NEW HYDE PARK, NY 11040

T. MINA SUPPLY INC.
17 EXPRESSWAY DRIVE NORTH
MEDFORD, NY 11763

CORE & MAIN LP
1536 SOUTHERN BLVD, SUITE 2
BRONX, NY 10460

ITEM	UNITS	DESCRIPTION	QUANTITY	UNIT PRICE	TOTAL COST	UNIT PRICE	TOTAL COST	UNIT PRICE	TOTAL COST
1A	EA	4" Mueller-Resilient-wedge-Gate-Valve-or-Equal	12						
1B	EA	6" Mueller-Resilient-wedge-Gate-Valve-or-Equal	20						
1C	EA	8" Mueller-Resilient-wedge-Gate-Valve-or-Equal	15						
1D	EA	10" Mueller-Resilient-wedge-Gate-Valve-or-Equal	8						
1E	EA	12" Mueller-Resilient-wedge-Gate-Valve-or-Equal	4						
1F	EA	Gate-Valve-Boxes	50						
1G	L.S.	ALLOWANCE FOR MISC.-MATERIALS	1						
ITEM ONE TOTAL									
2A	EA	4" Mechanical Joint Eddy NO. 2000 VOF standard Fire Hydrant 4 1/4" VALVE-4'-0 depth of bury	2	3295.26	6,590.52	3,670.00	7,340.00		
2B	EA	4" Mechanical Joint Eddy NO. 2000 VOF standard Fire Hydrant 4 1/4" VALVE-4'-6 depth of bury	2	3357.15	6,714.30	3,740.00	7,480.00		
2C	EA	4" Mechanical Joint Eddy NO. 2000 VOF standard Fire Hydrant 4 1/4" VALVE-5'-0 depth of bury	2	3419.08	6,838.16	3,800.00	7,600.00		
2D	EA	4" Mechanical Joint Eddy NO. 2000 VOF standard Fire Hydrant 4 1/4" VALVE-5'-6 depth of bury	5	3481.20	17,406.00	3,850.00	19,250.00		
2E	EA	4" Mechanical Joint Eddy NO. 2000 VOF standard Fire Hydrant 5 1/4" VALVE-4'-0 depth of bury	2	3453.81	6,907.62	3,850.00	7,700.00		
2F	EA	4" Mechanical Joint Eddy NO. 2000 VOF standard Fire Hydrant 5 1/4" VALVE-4'-6 depth of bury	12	3533.87	42,406.44	3,930.00	47,160.00		
2G	EA	6" Mechanical Joint Eddy NO. 2000 VOF standard Fire Hydrant 5 1/4" VALVE-5'-0 depth of bury	6	3614.12	21,684.72	4,020.00	24,120.00		
2H	EA	6" Mechanical Joint Eddy NO. 2000 VOF standard Fire Hydrant 5 1/4" VALVE-5'-6 depth of bury	2	3694.25	7,388.50	4,110.00	8,220.00		
2I	EA	6" Mechanical Joint Eddy NO. 2000 VOF standard Fire Hydrant 4 1/4" VALVE-6'-0 depth of bury	2	3774.28	7,548.56	4,200.00	8,400.00		
QUOTING MUELLER AS AN EQUIVALENT TO CLOW (FERGUSON WATERWORKS)									
ITEM TWO TOTAL					123,484.82		137,270.00		
3A	EA	4" Hymax Coupling	20	261.30	5,226.00	293.00	5,860.00	233.00	4,660.00
3B	EA	6" Hymax Coupling	30	346.05	10,381.50	388.00	11,640.00	308.00	9,240.00
3C	EA	8" Hymax Coupling	20	390.70	7,814.00	438.00	8,760.00	348.00	6,960.00
3D	EA	10" Hymax Coupling	12	502.61	6,031.32	563.00	6,756.00	447.00	5,364.00
3E	EA	12" Hymax Coupling	5	593.24	2,966.20	796.00	3,980.00	528.00	2,640.00
3F	L.F.	6" Ductile Iron Water Main per Linear Foot	100	31.27	3,127.00	36.00	3,600.00	30.00	3,000.00
3G	L.F.	8" Ductile Iron Water Main per Linear Foot	300	44.12	13,236.00	51.00	15,300.00	43.00	12,900.00
3H	L.F.	10" Ductile Iron Water Main per Linear Foot	100	57.84	5,784.00	67.00	6,700.00	56.00	5,600.00
3I	L.S.	ALLOWANCE FOR MISC. MATERIALS	1	6,000.00	6,000.00	6,000.00	6,000.00	6,000.00	6,000.00
ITEM THREE TOTAL					60,566.02		68,596.00		56,364.00
4A	LF	3/4" TYPE K COPPER	240	5.66	1,358.40	7.85	1,884.00	7.00	1,680.00
4B	LF	1" TYPE K COPPER	480	7.52	3,609.60	10.45	5,016.00	9.00	4,320.00
4C	EA	3/4" CURB STOP	24	114.65	2,751.60	121.00	2,904.00	128.00	3,072.00
4D	EA	1" CURB STOP	24	167.52	4,020.48	183.00	4,392.00	186.00	4,464.00
4E	EA	1" CURB BOX	24	57.48	1,379.52	67.00	1,608.00	77.00	1,848.00
4F	EA	3/4" SERVICE COUPLINGS	50	28.65	1,432.50	33.00	1,650.00	32.00	1,600.00
4G	EA	1" SERVICE COUPLINGS	50	31.26	1,563.00	38.00	1,900.00	35.00	1,750.00
4H	EA	3/4" BALL CORPORATION VALVE	20	85.15	1,703.00	60.00	1,200.00	95.00	1,900.00
4I	EA	1" BALL CORPORATION VALVE	20	122.19	2,443.80	91.00	1,820.00	136.00	2,720.00
4J	L.S.	ALLOWANCE FOR MISC. MATERIALS	1	10,000.00	10,000.00	10,000.00	10,000.00	10,000.00	10,000.00
ITEM FOUR TOTAL					30,261.90		32,374.00		33,354.00
TOTAL					214,312.74		238,240.00		89,718.00

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

DIRECTIVE

TO: Robert R. Fisenne, Superintendent of Public Works January 10, 2024
FROM: Pamela Walsh Boening, Village Clerk

The following directive is an excerpt from the Minutes of the Board of Trustees Meeting of January 8, 2024:

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

WHEREAS, on November 6, 1972, the Board adopted a resolution standardizing Eddy Valves throughout the water distribution system and to date, there are approximately 1400 gate valves in the system; and

WHEREAS, on August 15, 1988, the Board adopted a resolution standardizing Eddy fire hydrants and repair parts manufactured by Clow Corporation and to date, there are approximately 1200 fire hydrants in the system; and

WHEREAS, the contract under which these items are currently purchased will expire on February 29, 2024; and

WHEREAS, the Water & Sewer Department is requesting the Board to authorize the Village Clerk to advertise a Notice to Bidders for the “Furnishing of Fire Hydrants, Gate Valves, Repair Couplings, Repair Fittings and Incidentals – 2024”; and

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

WHEREAS, the contract will be for a term of one year beginning March 1, 2024 and ending February 28, 2025, with an option for two (2) one-year extensions if mutually accepted; and

WHEREAS, the estimated cost of this contract is \$190,000.00; and

WHEREAS, funding for this is anticipated to be included in the Water Department Operating Budget (WE97004 – Distribution Expense Contractual); 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 “Furnishing of Fire Hydrants, Gate Valves, Repair Couplings, Repair Fittings and Incidentals – 2024” in the Freeport Herald and other relevant publications of general

**INCORPORATED VILLAGE OF FREEPORT
DEPARTMENT OF PUBLIC WORKS
INTER-OFFICE CORRESPONDENCE**

To: Mayor Robert T. Kennedy

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

Date: February 15, 2024

**Re: PROFESSIONAL SERVICES AGREEMENT FOR THE MAINTENANCE OF THE
FREEPORT WATER DEPARTMENT SCADA SYSTEM**

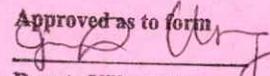
The Water Department would like approval to extend our professional services agreement for the maintenance and repair of the Water Department's Supervisory Control and Data Acquisition (SCADA) system. The SCADA system enables Water Plant Operators to monitor and control water production and treatment for the Village water supply. The current system was initially installed in 2002 and is frequently in need of maintenance and repairs. Funding for these services will come from the Water Department operating budget (WE94004 543210).

It is therefore requested that we extend the professional services agreement for SCADA maintenance for the Freeport Water Department with Wire to Water Inc., 136 Gazza Blvd, Farmingdale, N.Y. 11735 at a total cost not to exceed \$55,000.00. A copy of the rates and terms are attached. The contract will be for a term of one year beginning March 1, 2024.



Robert R. Fisenne, P.E.

Approved as to form



Deputy Village Attorney

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

WHEREAS, on December 19, 2022, the Board approved a Professional Services Agreement for the Maintenance of Freeport Water Department Supervisory Control and Data Acquisition (SCADA) system with Wire to Water Inc., 136 Gazza Boulevard, Farmingdale, New York 11735, for a term from March 1, 2023 to February 29, 2024 at a total cost not-to-exceed \$35,000; and

WHEREAS, the SCADA system enables water plant operators to monitor and control water production and treatment for the Village's water supply; and

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

WHEREAS, the Water Department is requesting Board approval for a Professional Services Agreement for the maintenance and repair of the Water Department's Supervisory Control and Data Acquisition (SCADA) system with Wire to Water Inc., 136 Gazza Blvd, Farmingdale, NY 11735; and

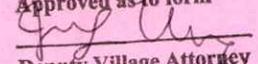
WHEREAS, the contract will be for a term from March 1, 2024 to February 28, 2025 at a total cost not-to-exceed \$55,000; and

WHEREAS, funding for these services will come from the Water Department operating budget (WE94004 543210); 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 authorize to sign any documentation necessary to effectuate a Professional Services Agreement with Wire to Water Inc., 136 Gazza Boulevard, Farmingdale, New York 11735, for a term from March 1, 2024 to February 28, 2025 at a total cost not-to-exceed \$55,000.

The Clerk polled the Board as follows:

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

Approved as to form

Deputy Village Attorney



Labor Rate Sheet

(For the Period of January 1, 2024 to December 31, 2024)

For the scheduled rates listed below, Wire to Water Inc. will perform the following services for the *Inc. Village of Freeport* during the year **2024**:

- Scheduled preventative maintenance and repairs to the electrical control and power distribution systems for the Villages Water, Sewer and Parks Departments.
- Unscheduled emergency service and repairs to the electrical control and power distribution systems for the Villages Water, Sewer and Parks Departments.
- Electrical and technical field services will be performed by OSHA certified electricians and technicians specifically trained and certified for power and control systems electrical maintenance, troubleshooting and repair.
- Engineering office and field services will be performed by OSHA certified engineers to repair and replace Programmable Logic Controllers, Variable Frequency Drives, Reduced Voltage Solid State Controllers, Instrumentation, Supervisory Control and Data Acquisition components, and provide field and office support to technician and electricians on an as needed basis.

Service, repair and upgrade work performed by Wire to Water electricians, technicians and engineers are billed according to the following rate schedule:

(STRAIGHT TIME RATE) - Monday through Friday - 7:00 AM to 3:30 PM

The overtime rate is charged for work performed at most other times including:

(OVERTIME (1-1/2 OT) RATE) - Monday through Friday - 3:30 PM – 7:00 AM and all-day Saturday

The double time rate charged for work performed on Sunday's and holidays including:

(DOUBLE TIME RATE) - Sunday's and all Wire to Water Union Holidays. (A list of holidays is attached to this rate sheet.)

[Type here]

LABOR ITEM	Straight Time Rate	OVERTIME 1-½ OT Rate	Double Time Rate
Local #25 Electrician (Long Island)	\$170.00/hr.	\$255.00/hr.	\$340.00/hr.
Local #25 Apprentice (Long Island)	\$110.00/hr.	\$165.00/hr.	\$220.00/hr.
Wire to Water Engineer	\$190.00/hr.	\$285.00/hr.	\$380.00/hr.
Wire to Water Driver	\$85/hr.	\$127.50/hr.	\$170.00/hr.

For each scheduled service call a “**Minimum Basic Service Charge**” to and from the site will be assessed.

For each response to an emergency service which requires support *within 2 hours* an “**Emergency Service Charge**” to and from the site will be assessed.

Our utility service trucks that are utilized stock most basic material, tools and spare parts to complete repairs on site with no additional deliveries needed or time wasted obtaining parts from a supply house.

Engineers typically travel by car and only the minimum basic service charge and engineers travel will be assessed.

All “live’ work requires two people for safety reasons.

Below are the additional charges that will be added to the invoices on an “As Utilized Basis”

ADDITIONAL CHARGES	RATE
SCADA Minimum Service	\$375.00
Emergency Service Charge	\$625.00
Minimum Basic Service Charge	\$525.00
Service Truck Charge	\$250.00
Engineer Travel	\$80.00
Mileage Charge (Service Truck Only)	\$.75/mile

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

AGENDA

BOARD OF TRUSTEES' MEETING

February 26, 2024

COMMENTS PERMITTED ON AGENDA ITEMS

&

GENERAL PUBLIC COMMENTS

At the conclusion of the Agenda, the Mayor and Board will entertain questions and comments on non-Agenda items from the general public.