

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

2024-1

2024-1

A meeting of the Board of Trustees of the Incorporated Village of Freeport was held on Monday, April 1, 2024 at 5:00 P.M. in the Municipal Building, 46 North Ocean Avenue, Freeport, New York, with the following present:

- | | |
|-----------------------|------------------|
| Robert T. Kennedy | Mayor |
| Ronald Ellerbe | Deputy Mayor |
| Jorge A. Martinez | Trustee |
| Christopher L. Squeri | Trustee |
| Evette B. Sanchez | Trustee |
| | |
| Howard E. Colton | Village Attorney |
| Pamela Walsh Boening | Village Clerk |

At 5:13 P.M., Mayor Kennedy convened in the main conference room and Deputy Mayor Ellerbe led in the Pledge of Allegiance.

No residents were present.

At 5:14 P.M., it was moved by Deputy Mayor Ellerbe, seconded by Trustee Squeri and unanimously carried to adjourn this portion of the Legislative Meeting and return to the Mayor’s Conference Room to continue in Executive Session to consult with Counsel.

The Clerk polled the Board as follows:

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

At 5:35 P.M., motion was made by Trustee Sanchez, seconded by Deputy Mayor Ellerbe and unanimously carried to reconvene in Legislative Session.

The Clerk polled the Board as follows:

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

Approximately twenty (20) residents were present.

Deputy Mayor Ellerbe led in the Pledge of Allegiance.

It was moved by Trustee Martinez, seconded by Trustee Squeri, and unanimously carried to approve the Board of Trustees Minutes of March 20, 2024.

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The Clerk polled the Board as follows:

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

Notification of the appointment of Ronald Ellerbe as Deputy Mayor.

Mayor Kennedy appointed Susan B. Lyons and Stephen Drummond, as Associate Village Justices for a term of expiring April 8, 2025.

Trustee Sanchez moved the appointment be approved and Trustee Martinez seconded the motion.

The Clerk polled the Board:

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

Mayor Kennedy made the following statement: Subject to the approval of the Board of Trustees and in accordance with the powers vested in me as Mayor of the Incorporated Village of Freeport, New York, pursuant to the provisions of Section 4-400, Subsection (1)(c)(i) and Section 3-312, Subsection (2), of the Village Law of the State of New York, I hereby appoint the following officers, department heads and employees:

Howard Colton	Village Attorney
Robert McLaughlin	Deputy Village Attorney
Jennifer Ungar	Deputy Village Attorney
Lisa DeBourg	Deputy Village Clerk
Melinda Fenn	Village Registrar
Vilma Lancaster	Village Assessor
Alvin McDaniel	Village Comptroller
Megan Martinez-Ewald	Deputy Village Assessor/Village Auditor
Valerie Montes	Deputy Village Treasurer
Raymond Maguire	Executive Director of Freeport Fire Department
Donald Rowan	Director of Emergency Management
Robert Fisenne	Superintendent of Public Works
Sergio Murras	Superintendent of Buildings
Conor Kirwan	Executive Director of Human Relations
Peggy Lester	Secretary to the Mayor and Board of Trustees
Karen Pizzimenti	Clerk to the Village Justice

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Trustee Squeri moved the appointment be approved for a term of one year and Trustee Sanchez seconded the motion.

The Clerk polled the Board:

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

Mayor Kennedy made the following statement: Subject to the approval of the Board of Trustees and in accordance with the powers vested in me as Mayor of the Incorporated Village of Freeport, New York, pursuant to the provisions of Section 4-400, Subsection 1(c)(i), and (e) of the Village Law of the State of New York, I hereby appoint the following department head for a term of two (2) years, :

Pamela Walsh Boening Village Clerk

Trustee Martinez moved the appointment be approved for a term of two years and Trustee Sanchez seconded the motion.

The Clerk polled the Board:

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

Mayor Kennedy made the following statement: Pursuant to Section 620 of the General Municipal Law I hereby appoint the following individuals as Commissioners of the Freeport Community Development Agency:

John Martinolich, Jennifer Winters, Jeremy Holin, Robert Lewis, as directors, said term to expire April 7, 2025

Mayor Kennedy made the following statement: Subject to the approval of the Board of Trustees, I make the following appointments:

Howard Colton, Chairperson of the Board of Ethics for a term of one (1) year.

Rev. Eric Mallette, as member of the Board of Ethics, said term to expire April 2, 2029.

Robert Weltner, Chairperson of the Commission for the Conservation of the Environment of Freeport, for a term of one (1) year.

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Richard Quinn and Barbara Simms as members of the Commission for the Conservation of the Environment of Freeport, for a term expiring April 3, 2028.

Darren Eberhart Chairperson of the Highway Commission for a term of one (1) year.

Edhiun Diaz as member of the Highway Commission, said term to expire April 2, 2029.

Conor Kirwan as Chairperson of the Commission on Human Relations for a term of one (1) year.

Reverend Eric Mallette as Vice Chairperson of the Commission on Human Relation for a term of one (1) year.

Rev. Robert Dawley and Rev. Eric Mallette as members of the Commission on Human Relations for a term expiring April 5, 2027.

Bob Bennett as a member of the Landmarks Preservation Commission for a term expiring April 6, 2026.

Franklin Terry as Chairperson of the Board of Sewer and Sanitation Commission for a term of one year.

Robert Weltner as Chairperson of the Board of Water and Light Commission, for a term of one year.

Benjamin Badurina, Eric Rosmarin, Alan Richartz, Thomas Taylor, and Robert Weltner, as members of the Board of Water and Light Commission for a term expiring April 7, 2025

Eric Rosmarin as Chairperson of the Electrical Board for a term of one (1) year.

Eric Rosmarin, Anthony Forgione, Michael Lennon, Oneil Willocks, and Victor Sanchez as members of the Electrical Board each for a term of one (1) year.

Michael Hershberg as Chairperson of the Planning Board for a term of one (1) year.

Edgar Campbell as Deputy Chairperson of the Planning Board for a term of one (1) year.

Ladonna Taylor and Carole Ryan as members of the Planning Board, said term to expire April 7, 2031.

Joy Fernandez and Thelma Lambert-Watkins as alternate members of the Planning Board for a term expiring April 7, 2025.

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Philip Michael Flood as Chairperson of the Freeport Examining Board of Plumbers for a term of one (1) year.

Robert Adamczyk, Thomas Basalone, Philip Michael Flood, Christopher Thomas, Joseph Petrozza, and Keith Jones as members of the Examining Board of Plumbers for a term expiring April 7, 2025.

Jennifer Carey as Deputy Chairperson of the Zoning Board of Appeals for a term of one (1) year.

Charles Hawkins as a member of the Zoning Board of Appeals for a term expiring April 2, 2029.

Howard E. Colton, Robert McLaughlin, Jennifer Ungar, Ernest Jones, Barbara Solomon, Ferlande Milord, Tiffany Frigenti, Joe Terino, Angela Hernandez, Chris Gomoka, and William Chimeri, as Special Prosecutors, for a term of one (1) year.

Robert M. Bogle as post-deprivation hearing officer.

Trustee Martinez moved the appointments be approved and Deputy Mayor Ellerbe seconded the motion.

The Clerk polled the Board:

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

Mayor Kennedy appointed the following individuals to the following Mayor’s Advisory Committees:

Mark Davella as Chairperson of the Mayor’s Advisory Veterans Council for a term of one (1) year.

Stephen Nicolino, Mark Davella, Lincoln Parsons, Ed Martin Jr., Calvin Andrew, Marie Houanche, Coy Richardson, and Eric Young as members of the Mayor’s Advisory Veterans Council each for a term of one (1) year, expiring April 7, 2025.

Michael Smith as Chairperson of the Public Safety Committee for a term of one (1) year.

Michael Smith, Edgar Campbell, Donald Rowan, Robert Fisenne, Sergio Mauras, and Robert Krut as members of the Public Safety Committee each for a term of one (1) year, expiring April 7, 2025.

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Robert Fisenne as Chairperson of the Traffic Safety Commission for a term of one (1) year.

Robert Fisenne as a member of the Traffic Safety Commission said term to expire April 2, 2029

Lee Tucholski as Chairperson of the Mayor’s Advisory Committee for Fire EMS for a term of one (1) year.

Thomas Butler, William Chimeri, Julius Ellison, Robert Krut, Raymond F. Maguire, Kevin Muldowney, Robert Notheis, Lee Tucholski, Alphonso Hardwick, and Ed Friedman, as members of the Mayor’s Advisory Committee for Fire EMS for a term expiring April 7, 2025.

Donald K. Rowan, Matthew Colgan, Sergio Murras, Robert Fisenne, Joseph Stallone, Vincent Kennedy and Robert McLaughlin as members of the Emergency Management Team for a term expiring April 7, 2025.

Vilma Lancaster, Mark Davella, and Ladonna Taylor as members of the Town of Hempstead Industrial Development Agency, said term to expire April 7, 2025.

Regina Feeney as Village Historian for a term of one (1) year.

Trustee Martinez moved that Dr. Jorge Gardyn, Dr. Muhammad Ali, and Dr. Jeffrey Stahl be appointed Village Physicians each for a term of one (1) year and that they be paid reasonable fees for services rendered.

Trustee Squeri seconded the motion.

The Clerk polled the Board:

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

Trustee Sanchez moved that the following resolution be adopted:

RESOLVED, that the following officers and employees of the Village before entering upon their duties be and are hereby required to execute to the Village Surety Bonds to be approved by the Village Attorney in statutory amounts: Village Clerk, Deputy Village Clerk, Village Treasurer, Deputy Village Treasurer, Village Justice, and Acting Village Justice. The premium on the respective bonds to be a Village charge and paid out of the funds of said Village.

Deputy Mayor Ellerbe seconded the motion.

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The Clerk polled the Board:

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

Trustee Squeri moved that New York Cooperative Liquid Assets Securities System (NYCLASS), Flushing Bank, Valley National Bank, Wells Fargo, Bank of America, JPMorgan Chase, TD Bank, Citi Bank, M&T Bank, Sterling National Bank, People’s Bank, Capital One Bank, RBC Wealth Management and BNB Bank be and hereby are designated as depositories of the Village funds.

Trustee Martinez seconded the motion.

The Clerk polled the Board:

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

Deputy Mayor Ellerbe moved that the following places in the Village be hereby designated for the posting of public notices: Municipal Building, Freeport Memorial Library, Hose Co. #1, Hose Co. #2, and Hose Co. #3, and Recreation Center.

Trustee Sanchez seconded the motion.

The Clerk polled the Board:

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

Trustee Squeri moved that the following resolution be adopted:

WHEREAS, section 104-b of the General Municipal Law requires the governing body of every municipality to adopt a procurement policy for all goods and services which are not required by law to be publicly bid; and,

WHEREAS, comments have been solicited from all officers in the Incorporated Village of Freeport involved in the procurement process,

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NOW THEREFORE BE IT RESOLVED, that the Incorporated Village of Freeport does hereby adopt the attached procurement policy, which is intended to apply to all goods and services which are not required by law to be publicly bid.

Trustee Martinez seconded the motion.

The Clerk polled the Board:

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

Trustee Sanchez moved that the following resolution be adopted:

WHEREAS, the Village of Freeport is desirous of improving its investment policy, and,

WHEREAS, having solicited comments from the Treasurer, who is involved in said policy,

NOW THEREFORE BE IT RESOLVED, that the Incorporated Village of Freeport does hereby adopt the attached Investment Policy as the official Investment Policy for the Incorporated Village of Freeport.

Deputy Mayor Ellerbe seconded the motion.

The Clerk polled the Board:

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

Trustee Squeri moved that the following resolution be adopted:

BE IT RESOLVED, that the regular meetings of the Board of Trustees of the Incorporated Village of Freeport for the forthcoming official year shall be held as follows:

2024

April 15, April 29 (public comment), May 6, May 20(public comment), June 3, June 17 (public comment), July 1, July 15, July 29 (public comment), August 12, August 26 (public comment), September 9, September 23 (public comment), October 7, October 21 (public comment), November 4,November 18 (public comment), December 2, December 16 (tentative budget), December 30 (public comment)

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2025

January 13 (Budget), January 27 (public comment), February 10, February 24 (public comment), March 10, March 19 (Election Certification), March 24 (public comment)

FURTHER, that the Clerk be and hereby is authorized to publish a legal notice of this meeting schedule, as well as a schedule of meetings for all other boards and commissions, in a newspaper of general circulation in the Village.

Trustee Sanchez seconded the motion.

The Clerk polled the Board:

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

Trustee Martinez moved that the following resolution be adopted:

BE IT RESOLVED, that the Freeport Herald, a newspaper having a general circulation in the Incorporated Village of Freeport be designated the official newspaper in the Village for a period of one (1) year.

Trustee Squeri seconded the motion.

The Clerk polled the Board:

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

Motion was made by Trustee Sanchez, seconded by Trustee Squeri and unanimously carried to approve the parade and public assembly application submitted on behalf of South Shore Guidance Center to hold the “Spring Fling Dog Walk for Mental Wellness” on Saturday, May 18, 2024, at Cow Meadow Park from 10:00 A.M. to 2:00 P.M.

The Clerk polled the Board:

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

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2024-10

2024-10

Motion was made by Trustee Sanchez, seconded by Deputy Mayor Ellerbe and unanimously carried to approve the block party permit application submitted on behalf of R. S. Rising Star, to be held on Independence Avenue between Union Street to N. Columbus Avenue, on Saturday, June 15, 2024 (rain date: June 22, 2024) from 2:00 P.M. to 8:00 P.M.; with a reminder for those in attendance that the Village has an “Open Container” law among its ordinances which stipulates that no alcoholic beverages may be served or carried on the streets and the Police, Fire and Highway Departments be so notified.

The Clerk polled the Board:

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

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

WHEREAS, the Village of Freeport wishes to obtain the property known as the Town of Hempstead Marina for its use, most specifically for the Freeport Recreation Department, and other community related programs; and,

WHEREAS, New York State Assemblyman Brian Curran introduced Assembly Bill A6500B entitled, “An act authorizing the Town of Hempstead to transfer ownership of certain parkland to the Village of Freeport;” and,

WHEREAS, New York State Senator Kevin Thomas introduced Senate Bill S6244A, entitled “An act authorizing the Town of Hempstead to transfer ownership of certain parkland to the Village of Freeport; and,

WHEREAS, the Town of Hempstead is passing its own Home Rule message on April 9, 2024, as the lead municipality; and,

WHEREAS, the Village of Freeport supports Assemblyman Curran and Senator Thomas’ efforts; and,

WHEREAS, the Village of Freeport is unable to pass legislation to effectuate this transfer; and,

WHEREAS, the Village of Freeport, through a request of the Mayor and Board of Trustees, wishes to submit a Home Rule Request in favor of A6500B and S6244A;

NOW THEREFORE BE IT RESOLVED, that the Board of Trustees hereby authorizes the Mayor and the Village Clerk to prepare, and endorse Home Rule Request(s) in favor of A6500B and S6244A.

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The Clerk polled the Board:

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

Motion was made by Trustee Martinez, seconded by Trustee Squeri and unanimously carried to approve the recommendation of the Freeport Fire Council and that membership be granted to Tatiana Arieta, Emergency Co, #9.

The Clerk polled the Board:

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

Motion was made by Deputy Mayor Ellerbe, seconded by Trustee Sanchez and unanimously carried to approve the recommendation of the Freeport Fire Council and that membership be granted to Sarah Boco, Emergency Co. #9.

The Clerk polled the Board:

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

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

WHEREAS, the Village is submitting a FEMA Assistance to Firefighters Grant application in the amount of \$1,020,260 to acquire 110 Self Contained Breathing Apparatus units; and

WHEREAS, the Village will pay a 10% match to the grant, in the amount of \$102,026; and

WHEREAS, the deadline to apply to this program was March 8, 2024; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees for the Incorporated Village of Freeport hereby determines that Mayor Robert T. Kennedy is the representative authorized to act on behalf of the Board of Trustees for the Incorporated Village

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of Freeport in all matters related to grant funding; and

BE IT FURTHER RESOLVED, that the Mayor is also hereby authorized to submit a preliminary application to The Village’s Federal representatives and otherwise act for the Board of Trustees for the Incorporated Village of Freeport, its governing body, in all matters related to the Project retroactive to March 8, 2024.

The Clerk polled the Board:

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

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

WHEREAS, the Village is submitting a letter of intent to Empire State Development’s Restore NY Communities initiative program in the amount of \$3,000,000 to rehabilitate the property at 3 Buffalo Avenue; and

WHEREAS, the deadline to submit the letter of intent was, March 25, 2024, thus making this request retroactive; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees for the Incorporated Village of Freeport hereby determines that Mayor Robert T. Kennedy is the representative authorized to act on behalf of the Board of Trustees for the Incorporated Village of Freeport in all matters related to grant funding; and

BE IT FURTHER RESOLVED, that the Mayor is also hereby authorized to submit a letter of intent to apply to Empire State Development and otherwise act for the Board of Trustees for the Incorporated Village of Freeport, its governing body, in all matters related to the Project retroactive to March 25, 2024.

The Clerk polled the Board:

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

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

Re: Tree Resolution

April 1, 2024

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2024-13

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Location: Various Tree Locations
Contractor: Red Maple Tree Service & Masonry Work Total \$840.00

WHEREAS, official notice was served in conformity with the law, Village Code §180-50 (a), to every owner or occupant of land to trim or remove any tree including its stump, or any limb or branch of a tree situated on said land or in front thereof which is likely to fall on or across any public way or place in the village, 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 removed, and/or trimmed at the expenditure as noted above, and as shown below.

NOW THEREFORE, BE IT RESOLVED, that in accordance with Village Code §180-50 (b) 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.

Tree Survey# 45-2023
Owner: Yolanda & Kevin Lobban
71 New York Avenue
Freeport, NY 11520
Sec. 54, Blk. 053, Lot (s) 182
Location: 71 New York Avenue
Charges: \$840.00

The Clerk polled the Board:
Deputy Mayor Ellerbe In Favor
Trustee Martinez In Favor
Trustee Squeri In Favor
Trustee Sanchez In Favor
Mayor Kennedy In Favor

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

The Clerk polled the Board as follows:
Deputy Mayor Ellerbe In Favor

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Trustee Martinez
Trustee Squeri
Trustee Sanchez
Mayor Kennedy

In Favor
In Favor
In Favor
In Favor

The meeting was closed at 6:10 P.M.

Pamela Walsh Boening
Village Clerk

April 1, 2024