

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

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A meeting of the Board of Trustees of the Incorporated Village of Freeport was held on Monday, September 23, 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 5:02 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 5:04 P.M., it was moved by Trustee Sanchez, seconded by Trustee Martinez 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 5:32 P.M., motion was made by Sanchez, seconded by Trustee Martinez 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 four (4) residents were present.

Deputy Mayor Ellerbe led in the Pledge of Allegiance.

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At 5:35 P.M., Mayor Kennedy called the hearing to order for which a full stenographic record was taken and indicated that the purpose of the hearing was to consider the adoption of the Village's Recodified Codes.

Jennifer Ungar, Deputy Village Attorney entered eleven (11) exhibits into evidence and conducted the hearing.

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

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

**WHEREAS**, the proposed action is to consider the adoption of a local law for the codification of the Village code; 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.

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- 8. The proposed action will not produce a substantial change in the use or intensity of land, including cultural or recreational resources, or its capacity to support existing uses.
- 9. The proposed action will not create a material demand for other actions that would result in any of the above consequences.
- 10. The proposed action will not change two or more elements in the environment, which when considered together could result in a substantial adverse impact on the environment.
- 11. When considered cumulatively with other actions, the proposed action will not have a significant effect on the environment or meet one of the above criteria.

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

The Clerk polled the Board as follows:

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

At 5:50 Deputy Mayor Ellerbe excused himself from the hearing.

At 5:53 P.M., motion was made by Trustee Squeri, seconded by Trustee Sanchez and carried to adjourn the public hearing.

The Clerk polled the Board as follows:

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

At 5:54 Deputy Mayor Ellerbe entered the Legislative Session.

It was moved by Trustee, seconded by Trustee, and carried to approve the Board of Trustees Minutes of September 9, 2024.

The Clerk polled the Board as follows:

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

It was moved by Trustee, seconded by Trustee, and carried to approve the Board of Trustees Dangerous/Nuisance Minutes of September 9, 2024.

The Clerk polled the Board as follows:

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

Motion was made by Trustee Martinez, seconded by Deputy Mayor Ellerbe and unanimously carried to approve the request to hang one banner, from September 20, 2024 through October 7, 2024, on S. Main Street between Raynor Street and Archer Street, promoting the “South Shore Arts Festival” at the Freeport Recreation Center and that the Electric Department assist in hanging and removing the banner.

The Clerk polled the Board as follows:

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

Motion was made by Trustee Sanchez, seconded by Trustee Squeri and unanimously carried to approve the request to hang one banner, from September 23, 2024 through October 5, 2024, on S. Main Street between Raynor Street and Archer Street, promoting the “Halloween Festival” at the Freeport Recreation Center and that the Electric Department assist in hanging and removing the banner.

The Clerk polled the Board as follows:

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

Motion was made by Deputy Mayor Ellerbe, seconded by Trustee Martinez and unanimously carried to approve the public assembly permit application, submitted by Celebration Fireworks, Inc., for use of the Guy Lombardo Marina as a staging area for a

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fireworks display on September 28, 2024 (no rain date), starting at approximately 9:30 P.M., for a wedding at the Bayview Catering Hall.

The Clerk polled the Board as follows:

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

Motion was made by Trustee Squeri, seconded by Deputy Mayor Ellerbe and unanimously carried to approve the parade and public assembly permit application, submitted on behalf of the Freeport Public Schools, to hold a 5K walk on September 28, 2024, from 9:00 A.M. to 11:00 A.M., beginning and ending at Leo F. Giblyn School.

The Clerk polled the Board as follows:

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

Motion was made by Deputy Mayor Ellerbe, seconded by Trustee Squeri and unanimously carried to approve the public assembly application, submitted on behalf of the Veterans Service Agency, to hold the Veterans Stand Down on November 26, 2024, from 7:00 A.M. to 2:00 P.M., at the Freeport Armory, Babylon Tpke.

The Clerk polled the Board as follows:

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

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

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

**WHEREAS**, the below list consists of changes to assessed tax value after the adoption of the 2024/2025 Final Assessment Roll; and

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S / B / L	Address	Exemption Code	Exemption Amount	Reason
62 / 131 / 25	338 S Long Beach	41121 Veteran War Time/Non-Combat	2024 468	Property Sold 07/11/2024
62 / 187 / 79	37 Prospect St	41800 Senior	2024 3,713	Property Sold 07/16/2024
55 / 342 / 128	103 Woodside Ave	41800 Senior	2024 2625	Deceased 06 / 29 /2024
55 / 382 / 1366,1367,1407	234 Rutland Rd	41131 Veteran Wartime/Combat	2024 780	Property Sold 7/11/24
55 / 348 / 32	41 Forest Ave	41131 Veteran Wartime/Combat	2024 780	Property Sold 7/18/24
54 / 302 / 232	124 Smith St Apt 3A	41131 Veteran Wartime/Combat	2024-780 2023-900 2022-906	Property Sold 10//31/22

**WHEREAS**, the Assessor reviewed the application and made the recommendation that the exemption be removed from the 2024/2025 Final Assessment Roll as listed above; and

**WHEREAS**, where a partial exemption is entered on an assessment roll for an ineligible

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parcel, it is an error in essential fact, which may be corrected by the Board in accordance with the provisions of the Real Property Tax Law; and

**NOW THEREFORE BE IT RESOLVED**, that the Board of Assessment Review comprised of members of the Board of Trustees, be authorized to retroactively approve the changes recommended by the Assessor to be made to the 2024/2025 Final Assessment Roll and that the Treasurer issue a corrected tax bill.

The Clerk polled the Board as follows:

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

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

**WHEREAS**, the Village is requesting to enter into a new Service Agreement for Non-Core Transportation Service for Electric Generation (Service Classification No. 7) with KeySpan Gas East Corp. d/b/a National Grid, 25 Hub Drive, Melville, NY 11747, for the provision of gas transportation service to the power plants in Freeport; and

**WHEREAS**, per the Service Agreement for Non-Core Transportation (NCT) Service for Electric Generation dated February 9, 2004, National Grid transports natural gas through its pipeline to the Village’s Power Plant 2 which is used to run the LM6000 unit; and

**WHEREAS**, the term of the new contract will run retroactively from September 1, 2024 to August 31, 2029; and

**WHEREAS**, the new contract benefits the Village as follows:

1. Our annual minimum bill obligation will remain at 50%.
2. The Maximum Daily Delivery Quantity amount will remain at 5000 dekatherms.
3. Our primary point of receipt will remain at Transco (historically, gas purchases delivered on the Transco pipeline is less expensive than gas purchased on the Iroquois pipeline).

**WHEREAS**, the expenses related to this contract will be charged to account E 7161006 510000 (Fuel Gas LM6000); and

**NOW THEREFORE BE IT RESOLVED**, that based upon the recommendation of the Superintendent of Electric, the Board authorizes the Mayor to execute any and all documents necessary to enter into the Service Agreement for Non-Core Transportation Service for Electric Generation (Service Classification No. 7) with KeySpan Gas East Corp., d/b/a National Grid, 25 Hub Drive, Melville, NY 11747, for a term retroactively from September 1, 2024 to August 31, 2029.

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The Clerk polled the Board as follows:

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

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

**WHEREAS**, the Freeport Fire Council is respectfully requesting approval from the Village Board of Trustees to renew fire department subscriptions for various training publications; and

**WHEREAS**, the subscriptions afford up-to-date training and information for firefighters to utilize and are distributed to all firehouses; and

**WHEREAS**, the costs have been paid by the Village in the past and are budgeted in account A341004 545100 Fire Instruction – Subscriptions, and are broken down as follows:

<b>Freeport FD</b>	
<b>Subscriptions</b>	
Fire News	\$ 525.00
1 <sup>st</sup> Responder	\$ 495.00
WNYF (With New York Firefighters)	\$ 250.00
	<b>\$ 1,270.00</b>

**NOW THEREFORE BE IT RESOLVED**, that based on the recommendation of the Freeport Fire Council, the Village Board of Trustees approve and the Mayor be and hereby is authorized to execute any and all documentation necessary to renew the subscriptions in the aforementioned training publications for a total cost not to exceed \$1,270.00.

The Clerk polled the Board as follows:

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

Motion was made by Trustee Sanchez, seconded by Trustee Squeri and unanimously carried to approve the recommendation of the Freeport Fire Council and that membership be granted to Jose Delio Guzman, Hose Co. #4.

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The Clerk polled the Board as follows:

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

Motion was made by Trustee Squeri, seconded by Deputy Mayor Ellerbe and unanimously carried to approve the recommendation of the Freeport Fire Council and that membership be granted to Stephen Palermo, Truck Co.

The Clerk polled the Board as follows:

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

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

**WHEREAS**, the Freeport Police Department is requesting Board approval for the purchase of twenty-five (25) Panasonic Tablets and accessories for Police Vehicles; and

**WHEREAS**, the upgrade will outfit Police vehicles with new computers, scanners, cradle points, and docking stations; the upgraded computers will enhance the efficiency of our officers and work in conjunction with our new LPR system; and

**WHEREAS**, the lowest quote received was from ITS, Island Tech Services, 980 S 2nd Street, Ronkonkoma, NY 11779, in the amount of \$178,718.25; and

**WHEREAS**, ITS is on the NYS contract PM68719; and

**WHEREAS**, the purchase of this equipment will come from Account# A312002-520103, Unexpected Equipment and will be reimbursed from a CREST Grant from Senator Thomas; and

**NOW THEREFORE BE IT RESOLVED**, that based upon the recommendation of the Chief of Police, the Board approves and the Mayor be and hereby is authorized to sign any documentation necessary to effectuate the purchase of twenty-five (25) Panasonic Tablets and accessories for Police Vehicles from ITS, Island Tech Services, 980 S 2nd Street, Ronkonkoma, NY 11779, in the amount of \$178,718.25.

The Clerk polled the Board as follows:

Deputy Mayor Ellerbe	In Favor
Trustee Martinez	In Favor

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Trustee Squeri	In Favor
Trustee Sanchez	In Favor
Mayor Kennedy	In Favor

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

**WHEREAS**, the Freeport Police Department is requesting Board approval for the purchase of twenty-five (25) Pocket Jet 8 Printers for Police Vehicles; and

**WHEREAS**, the purchase includes car adapters and USB cables and will replace existing printers and work in conjunction with the new Panasonic computers in the vehicles; and

**WHEREAS**, the lowest quote received was from ITS, Island Tech Services, 980 S 2nd Street, Ronkonkoma, NY 11779, in the amount of \$9,435.50; and

**WHEREAS**, ITS is on the NYS contract PM68719; and

**WHEREAS**, the purchase of this equipment will come from Account# A312002-520103, Unexpected Equipment and will be reimbursed by the NYS Law Enforcement Technology Grant; and

**NOW THEREFORE BE IT RESOLVED**, that based upon the recommendation of the Chief of Police, the Board approves and the Mayor be and hereby is authorized to sign any documentation necessary to effectuate the purchase of twenty-five (25) Pocket Jet 8 Printers for Police Vehicles from ITS, Island Tech Services, 980 S 2nd Street, Ronkonkoma, NY 11779, in the amount of \$9,435.50.

The Clerk polled the Board as follows:

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

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

**WHEREAS**, the Village of Freeport wishes to hold a Freeport Fall Festival on Woodcleft Avenue on Sunday, October 27, 2024, with events running from 12PM to 4PM, jointly organized by the Freeport Recreation Center, the Freeport Fire Department, and the Freeport Chamber of Commerce; and

**WHEREAS**, the Freeport Fire Department will hold its annual Fire Expo with trucks and displays in the parking lot adjacent to the Splash building and across from the Village Esplanade

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between 12 noon and 4PM; and

**WHEREAS**, the Chamber of Commerce will host the “Annual Chowder Contest” from 1PM to 4PM; and

**WHEREAS**, limited vendors and activities, including a Farmer’s Market will be set up in the municipal lot, as well as at the Village Esplanade, directly across the street; and

**WHEREAS**, the Village will host a Fire Department and Children’s Parade at 12 noon (with line-up beginning at approximately 11:30) from Sea Breeze Park on Richmond Street and proceed north on Woodcleft Avenue to the municipal parking lot, south of Hamilton Street, with an estimated parade time of 1.5 hours; and

**WHEREAS**, the Recreation Center, Department of Public Works, Police Department, and Fire Department will work together to ensure the safety and order throughout the day; and

**NOW THEREFORE BE IT RESOLVED**, that the Board approves the Freeport Fall Festival on Woodcleft Avenue on Sunday, October 27, 2024, with events running from 12PM to 4PM, jointly organized by the Freeport Recreation Center, the Freeport Fire Department, and the Freeport Chamber of Commerce.

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

**CLERK’S NOTE:** Item 7a – the fee schedule and Item 7b – insurance amounts were removed from the agenda.

Mayor Kennedy opened the meeting to questions and comments from those present. Residents voiced the following concerns:

- Motorized Bikes and bicycles riding on sidewalks

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

The Clerk polled the Board as follows:

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

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The meeting was closed at 6:11 P.M.

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Pamela Walsh Boening  
Village Clerk

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