

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, October 7, 2025 at 5:00 P.M. in the Municipal Building, 46 North Ocean Avenue, Freeport, New York, with the following present:

Robert T. Kennedy	Mayor
Jorge A. Martinez	Deputy Mayor
Christopher L. Squeri	Trustee
Evette B. Sanchez	Trustee
Jacques V. Butler	Trustee
Howard E. Colton	Village Attorney
Pamela Walsh Boening	Village Clerk

At 5:12 P.M., Mayor Kennedy convened in the main conference room and Trustee Squeri led in the Pledge of Allegiance.

No residents were present.

At 5:13 P.M., it was moved by Trustee Butler, 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 Martinez	In Favor
Trustee Squeri	In Favor
Trustee Sanchez	In Favor
Trustee Butler	In Favor
Mayor Kennedy	Not Present

At 5:31 P.M., motion was made by Trustee Squeri, seconded by Trustee Sanchez and unanimously carried open the Dangerous/Nuisance Hearing.

The Clerk polled the Board as follows:

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

At 5:34 P.M., motion was made by Trustee Sanchez, seconded by Trustee Butler and unanimously carried to reconvene in Legislative Session.

The Clerk polled the Board as follows:

Deputy Mayor Martinez	In Favor
Trustee Squeri	In Favor

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Trustee Sanchez	In Favor
Trustee Butler	In Favor
Mayor Kennedy	In Favor

Approximately five (5) residents were present.

Deputy Mayor Martinez led in the Pledge of Allegiance.

It was moved by Trustee Squeri, seconded by Trustee Butler, and carried to approve the Board of Trustees Minutes of September 29, 2025.

The Clerk polled the Board as follows:

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

Motion was made by Trustee Butler, seconded by Trustee Sanchez and unanimously carried to approve the public assembly application to hold a Veterans Stand Down on Tuesday, November 25, 2025 (no rain date) from 7:00 A.M. to 2:00 P.M. at the Freeport Armory at 63 Babylon Turnpike, Freeport, New York 11520.

The Clerk polled the Board as follows:

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

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

WHEREAS, the owner of 11 Buchanan Street applied for a Veterans Exemption in 2016 for the taxable year of 2017/2018 and provided his DD214 - Certificate of Service Separation, Deed, Proof of Residence - Drivers' License; and

WHEREAS, the applicant was granted a Combat War Veterans Exemption (41131) under RPTL§458(a) - 15% for a veteran who served during a period of war and an additional 10% who served in a Combat-Zone or Theater in a total amount of 25%, in error; and

WHEREAS, the correct exemption should have been a Cold War Veteran Exemption (41161) under RPTL§458(b) - 15% for a Non-Combat Veteran Exemption who served during a period of war; and

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WHEREAS, under RPTL §556 the tax levying body can only look back three years for the outstanding clerical error, unlawful entry or error in essential fact for tax amount that is outstanding within three years of annexation of the warrant; and

WHEREAS, permission is requested for the Assessor to correct 2023 to 2025 Final Assessment Roll; and

WHEREAS, the clerical error of Combat War 41131 exemption of 25% should be corrected to Cold War Veteran 41161 at 15% Veterans' exemption. (See Chart Below); and

WHEREAS, the 2026/2027 Exemption will reflect the change from 41131 Combat War to 41161 Cold War Veteran; and

EXEMPTION CODES with VALUES

S / B / L	Address	Exemption Code Error	Exemption Error Amount	Correct Exemption Code	Correct Exemption Amount
54 / 334 / 281	11 Buchanan St	41131 - Vet Combat War	2025 – 732 2024 – 780 2023 - 900	41161 – Vet Cold War	2025 – 831 2024 - 831 2023 - 831

TOTAL TAX AMOUNT 2025

0.61561

AV 41131	5,539 <u>732</u>			AV 41161	5,539 <u>831</u>		
Total AV Refuse	4,807	\$2,959.24		Total AV Refuse	4,708	\$2,898.29	Refund \$60.95
		<u>565.00</u>				<u>565.00</u>	
Total Tax		<u>\$3,524.24</u>		Total Tax		<u>\$3,463.29</u>	

TOTAL TAX AMOUNT 2024

0.61561

AV 41131	5,539 <u>780</u>		AV TAX	AV 41161	5,539 <u>831</u>		AV TAX	Refund
AV 44210	4,759 <u>4</u>		\$2,929.68	AV 44210	4,708 <u>4</u>		\$2,898.29	\$31.39
Total AV Refuse	4,755	\$2,927.23		Total AV Refuse	4,704	\$2,895.82		
		<u>536.00</u>				<u>536.00</u>		

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Total Tax Amount		\$3,463.23		Total Tax Amount		\$3,431.82	
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**TOTAL TAX AMOUNT 2023
0.61649**

AV 41131	5,539 <u>900</u>		AV TAX VALUE	AV 41161	5,539 <u>831</u>		AV TAX VALUE	
AV 44210	4,639 <u>29</u>		\$2,859.89	AV 44210	4,708 <u>29</u>		\$2,902.43	\$42.54
Total AV Refuse	4,610	\$2,842.02 <u>536.00</u>		Total AV Refuse	4,679	\$2,884.55 <u>536.00</u>		
Total Tax Amount		\$3,378.02		Total Tax Amount		\$3,420.55		

WHEREAS, the Assessor reviewed the application and made the recommendation that the exemption be corrected on the 2023/2024 to 2025/2026 Final Assessment Rolls as listed above; and

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

WHEREAS, pursuant to GML Article 18, the Board is aware that the owner of 11 Buchanan Street is Mark Davella, an officer of Real Estate Assessment Group, a contractor who works in the Assessment Department; and

NOW THEREFORE BE IT RESOLVED, that the Board of Assessment Review comprised of members of the Board of Trustees, be authorized to retroactively approve the changes recommended by the Assessor to be made to the 2023/2024 to 2025/2026 Final Assessment Rolls and that the Treasurer issue a restored and corrected tax bill and a refund of \$49.80 to the property owner.

The Clerk polled the Board as follows:

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

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

WHEREAS, the Village of Freeport requires the services of a company able to provide

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annual independent auditing services to monitor the financial status of the Village; and

WHEREAS, the auditors render an opinion on the financial statements’ presentation of the Village’s financial position, issue a statement of internal controls, conduct a single audit of the Village’s Schedule of Federal Awards (SEFA) in accordance with OMB Circular A-133 (if applicable) and an audit of the Village’s Justice Court; and

WHEREAS, since 2015, the Board has awarded the contract to BST & Co CPAs. However, the contract expires on February 28, 2025 and under General Municipal Law and at the recommendation of the New York State Comptroller, a Request for Proposals should be completed; and

WHEREAS, the new proposal would cover the retroactive period March 1, 2025 through February 28, 2026, with an option in favor of the Village to extend the contract two (2) additional one (1) year terms; and

NOW THEREFORE BE IT RESOLVED, that based upon the recommendation of the Village Auditor, the Village Clerk hereby is authorized to advertise a Notice of Request for Proposals for “Independent Auditing Services” in the Freeport Herald and other relevant publications of general circulation on October 9, 2025, with specifications available from October 10, 2025 to October 31, 2025, with a return date of October 31, 2025.

The Clerk polled the Board as follows:

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

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

WHEREAS, the Village of Freeport offers a Fire Length of Service Award Program (LOSAP) to the members of its Volunteer Fire Department; and

WHEREAS, on December 16, 2013 the Village Board approved an agreement with Penflex, Inc., 50 Century Hill Dr., Suite 3, Latham, NY 12110 for the provision of its LOSAP administrative services for a term running from November 1, 2013 through October 31, 2014; and subsequently renewed through February 28, 2025; and

WHEREAS, the Executive Director of Human Resources has recommended a retroactive renewal agreement running from March 1, 2025 to February 28, 2026, for a cost of \$16,385.00 per year; and

WHEREAS, the agreement includes the purchase of the GASB 73 package; and

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WHEREAS, the cost of this agreement will be paid as an administrative expense of the program and not through the general fund and there is sufficient funding to cover this expense; and

NOW THEREFORE BE IT RESOLVED, based upon the recommendation of the Director of Human Resources, the Board hereby approves, and the Mayor be is hereby authorized to execute any and all documentation with Penflex, Inc., 50 Century Hill Dr., Suite 3, Latham, NY 12110, for the provision of its LOSAP administrative services at a cost of \$16,385.00 per year, for a retroactive period beginning on March 1, 2025 through February 28, 2026.

The Clerk polled the Board as follows:

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

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

WHEREAS, the Village Attorney’s Office is requesting Board approval to enter into a professional services agreement with Pride Adjusters LLC, PO Box 132, 203 Glen Cove Avenue, Sea Cliff, NY 11579, to provide services related to the handling of the Village’s New York No-Fault claims; and

WHEREAS, Pride Adjusters has been handling the no-fault claims for the Village through Customized Claims for some time, so there will be no disruption in services provided; and

WHEREAS, Pride Adjusters will:

- Review the claim and determine coverage
- Determine injured party’s New York No- Fault eligibility
- Contact all necessary parties
- Recommend Examinations Under Oath when appropriate. Upon authority refer to the file to defense counsel of your choice.
- Recommend obtaining signed statements when appropriate. Upon authority obtain the statement through a vendor of your choice or one we work with.
- Send out the proper requisite New York No-Fault Forms
- Send out follow-up requisite New York No-Fault forms if deemed necessary
- Send out additional verification requests when supporting documentation is needed
- Send out follow up additional verification requests when supporting documentation not

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satisfied

- Determine if the injured party is eligible for Workers Compensation; send the appropriate paperwork
- Determine if the injured party is eligible for a supplemental wage benefit due to Workers Compensation eligibility
- Review each bill for handling. Send medical bills to the bill review company for the fee schedule. Upon return of the bill review, send check requests to specified party for payment to the provider. Prepare and mail certificate of mail denials when applicable
- Recommend Case Managers when claim/injured party would benefit
- Recommend IME's
- Recommend Peer Reviews
- Send check requests for all payments to the assigned contact
- Prepare and mail all partial and complete denial of claim (NF10) forms, certificate of mailing
- In person mail delivery to the post office and hand mail directly to the postal clerk. All denials; partial and full, entered in a certificate of mailing book and stamped by the postal clerk in the presence of a Pride Adjusters representative; and

WHEREAS, the services being provided are of a specialized nature and are thus exempt from the competitive bidding requirements of New York GML §103; and

WHEREAS, this contract will run retroactively from September 1, 2025 to February 28, 2026; the cost of this contract will be \$110 per hour (that same as was being paid under Customized Claims); and

WHEREAS, the cost of this contract will be paid from A193104 545500; and

NOW THEREFORE BE IT RESOLVED, that based upon the recommendation of the Village Attorney, the Board hereby approves, and the Mayor is hereby authorized to sign all documents necessary to effectuate a professional services agreement with Pride Adjusters LLC, PO Box 132, 203 Glen Cove Avenue, Sea Cliff, NY 11579, for retroactive term from September 1, 2025 to February 28, 2026; at a rate of \$110 per hour.

The Clerk polled the Board as follows:

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

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

WHEREAS, authorization is requested to close out the Bond resolution titled "Acquisition of police vehicles" and associated Capital Project H349702 527620 2022 Police

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Vehicles SAM Grant; and

WHEREAS, the Debt History of Project is as follows:

Debt History of Project:

Authorized: 1/10/2022
Amount Authorized: \$130,000.00
Initial Financing: 2023 Series A BAN 2/23/23

Rolled to 2023 Series C BAN 4/26/23

Principal payment made \$130,000 on 4/26/24

BAN is paid in full

Grant Reimbursements:

DASNY NY State	<u>\$125,000.00</u>	05/31/23
Total Grants received	\$125,000.00	
Amount of Grants used for principal payments	\$125,000.00	
Remaining in project	25,645.92	
Remaining in project from Grant Funds	0.00	
Interest Earned as of 09/30/2025	<u>9,468.20</u>	
Total cash remaining		
To be transferred to reserve for Debt Service	\$35,114.12	

WHEREAS, the NYLFN \$165.00 and the New York State Comptroller mandates that the Village Board give authorization to close out a bond authorization and reserve any excess BOND proceeds and earned interest to pay down current debt, if due, or transfer to a Debt Service Reserve to pay down future debt; and

WHEREAS, the remaining cash available will be transferred the General Fund reserve for Debt Service account A200 120171; and

NOW THEREFORE BE IT RESOLVED, that the Board authorize the closing of the above-referenced bond authorization and associated Capital Project and the remaining debt proceeds and interest, a sum of Thirty-Five Thousand, One Hundred Fourteen Dollars and Twelve Cents (\$35,114.12) be moved to the General Fund reserve for Debt Service account A200 120171.

The Clerk polled the Board as follows:

Deputy Mayor Martinez

In Favor

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

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

The Clerk polled the Board as follows:

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

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

Pamela Walsh Boening
Village Clerk

October 7, 2025