

**VILLAGE OF SPRING VALLEY
VILLAGE BOARD
NOVEMBER 13, 2023 9:25 PM**

Present: Mayor Simon
Deputy Mayor Grossman
Trustee Clerina
Trustee Eisenbach
Trustee Gross

Also Present: Village Attorney Darius Chafizadeh

Village Clerk Montgomery read the roll call.

Assemblage saluted the flag led by Deputy Mayor Grossman

Resolution No. T-251-11.14.23

WHEREAS, Mayor Simon and the members of the Spring Valley Board of Trustees have reviewed bills to be paid reflecting such expenditures, and

WHEREAS, Abstracts require the approval of the Village of Spring Valley Board of Trustees, now, therefore, it is hereby

RESOLVED, that the Village of Spring Valley Board of Trustees hereby approves the payment of the bills of the Village of Spring Valley set forth below and authorizes the Treasurer of the Village of Spring Valley to pay such bills, with the exceptions noted below.

APPROVAL OF ABSTRACTS

GENERAL FUND 2023/10

Amount \$3,296,669.18

Claim #'s 56061234 thru 56061455

Moved by Mayor Simon, Seconded by Deputy Mayor Grossman and carried by all.

POST AUDITED GENERAL ABSTRACT 2023/10

Amount \$3,065,097.75

Claim #'s 56061241 thru 56061457

Moved by Mayor Simon, Seconded by Trustee Eisenbach and carried by all.

Dated: November 13, 2023

Resolution No. T-252-11.13.23

Moved by Mayor Simon, Seconded by Deputy Mayor Grossman

**RESOLUTION AUTHORIZING THE VILLAGE
TO ENTER INTO A THIRD-PARTY COLLATERAL
AGREEMENT WITH WILMINGTON TRUST**

WHEREAS, the Village regularly deposits amounts with its bank in excess of the \$250,000; and

WHEREAS, the Village is required under New York State law to have a third-party collateral agreement to protect its funds deposited with banking institutions; and

WHEREAS, Webster Bank where Village deposits its monies has requested that the Village transfer its third-party collateral agreement from BKNY Mellon to Wilmington Trust; and

NOW, THEREFORE, it is hereby resolved by the Board of Trustees as follows:

Section 1. The Village hereby ratifies and affirms each and every “Whereas” paragraph above and authorizes the transfer of its third-party collateral agreement for its banking deposits from BKNY Mellon to Wilmington Trust in accordance with the request of Webster Bank.

Section 2. This Resolution shall take effect immediately.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

On Roll

Mayor Simon	Yes
Deputy Mayor Grossman	Yes
Trustee Clerina	Yes
Trustee Eisenbach	Yes
Trustee Gross	Yes

Dated: November 13, 2023

Resolution No. T-253-11.13.23

Moved by Mayor Simon, Seconded by Deputy Mayor Grossman

**AUTHORIZATION TO INTER INTO AN AGREEMENT
WITH THE NATIONAL ASSOCIATION OF STATE
PROCUREMENT OFFICIALS**

WHEREAS, the Village wishes to purchase tablets and computers for use by staff; and

WHEREAS, the National Association of State Procurement Officials (“NASPO”) has negotiated beneficial government preferred financing deals with various providers including, but not limited to Verizon; and

NOW, THEREFORE, it is hereby resolved by the Board of Trustees as follows:

Section 1. The Village hereby ratifies and affirms each and every “Whereas” paragraph above and authorizes the Village to enter into an agreement with NASPO so that it can take advantage of its government preferred pricing.

Section 2. The Village Board authorizes the Village staff to take whatever actions necessary to enter into the above detailed agreement with NASPO.

Section 3. This Resolution shall take effect immediately.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

On Roll:

Mayor Simon	Yes
Deputy Mayor Grossman	Yes
Trustee Clerina	Yes
Trustee Eisenbach	Yes
Trustee Gross	Yes

Dated: November 13, 2023

Resolution No. T-254-11.13.23

Moved by Mayor Simon, Seconded by Trustee Gross

RESOLUTION APPROVING SECTION 8 ABSTRACT # 833

WHEREAS, Section 8 requests approval of Abstract # 833

and;

WHEREAS, such requests require the approval of The Board of Trustees, Village of Spring Valley;

NOW, THEREFORE, BE IT

RESOLVED, that Section 8's request for approval of Abstract #834 is hereby approved.

SECTION 8	AMOUNT
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Abstract #833	\$11,978.72
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Upon vote, motion carried by all,

Dated: November 13, 2023

Resolution No. T-255-11.13.23

Moved by Trustee Eisenbach, Seconded by Trustee Gross

**RESOLUTION GRANTING A ZONE CHANGE FROM THE R-2
ZONING DISTRICT TO THE GB ZONING DISTRICT IN CONNECTION
WITH THE APPLICATION BY THE OWNERS OF
105 S. CENTRAL AVENUE/330 ROOSEVELT AVENUE**

WHEREAS, the Village Board of Trustees held a Public Hearing to consider a zone change from the R-2 (Medium Density Residential) District to the GB (General Business) District for property located at 105 S. Central Avenue/330 Roosevelt Avenue (SBL: 57.64-1-6 & 7), pursuant to application submitted by the owners of the properties, which application is for the construction of a multi-family dwelling; and

WHEREAS, notice of the Public Hearing was duly noticed according to law; and

WHEREAS, members of the public, members of the Board of Trustees, and representatives for the applicant were heard at said meeting on November 13, 2023; and

WHEREAS, the Board voted to close the November 13, 2023 Public Hearing; and

WHEREAS, the proposed zone change was referred to the County of Rockland Planning Board, pursuant to General Municipal Law § 239-m which in a letter dated February 28, 2023 recommended denial of the application providing comments thereto; and

WHEREAS, a response to the County's February 28, 2023 letter a response was provided by the property owner on September 6, 2023, addressing the comments provided by the County of Rockland Planning Board which needed to be overridden; and

WHEREAS, the applicant provided that 15% or 3 out of 16 of the development's units will be affordable housing as provided in Village Code Chapter 60; and

WHEREAS, after due deliberation, the Board determined that the purposes of the applicant as well as the Village would be better served if zoning of the subject property were changed from R-2 (Medium Density Residential) District to GB (General Business) District; and

WHEREAS, the applicant will address issues of parking, play areas, garbage and storage as detailed in the presentation before the Village Board.

NOW, THEREFORE, it is hereby resolved by the Board of Trustees as follows:

Section 1. The Village hereby ratifies and affirms each and every "Whereas" paragraph above and provides that the zoning of premises at 105 S. Central Avenue/330 Roosevelt Avenue are hereby changed from R-2 District to the GB District.

Section 2. This Resolution shall take effect immediately.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

On Roll:

Mayor Simon	Yes
Deputy Mayor Grossman	Yes
Trustee Clerina	Yes
Trustee Eisenbach	Yes
Trustee Gross	Yes

Dated: November 13, 2023

Resolution No. T-256-11.13.23

Moved by Mayor Simon, Seconded by Trustee Eisenbach

**RESOLUTION GRANTING A SPECIAL PERMIT TO
ALLOW FOR THE CONSTRUCTION OF A BUILDING IN
EXCESS OF THREE (3) STORIES UNDER VILLAGE CODE
§ 255-27.1 AT 29-31 SINGER AVENUE.**

WHEREAS, the property owner of 29-31 Singer Avenue (hereinafter the “Applicant”) has requested that the Village Board grant a special permit to construct a four (4) story multi-family dwelling in excess of three stories, pursuant to Village Code § 255-27.1; and

WHEREAS, the Applicant seeks to construct a 19 unit multi-family dwelling at the Property; and

WHEREAS, the Applicant has agreed that the proposed project will include four (4) affordable housing units under Village Code Chapter 60; and

WHEREAS, on October 26, 2021 the Rockland County Commissioner of Planning provided a response to the Village’s General Municipal Law § 239-M request which recommended denial of the instant application.

WHEREAS, on August 15, 2023, the applicant’s counsel submitted a response to the Rockland County Commissioner of Planning’s correspondence; and

WHEREAS, the Village Board held a duly noticed public hearing for the proposed special permit application on November 13, 2023; and

WHEREAS, the Applicant has sought an override of the Rockland County Commissioner of Planning’s general denial and comments, 1, 2, 3, 4, 5, and 12; and

NOW, THEREFORE, it is hereby resolved by the Board of Trustees as follows:

Section 1. The Village hereby ratifies and affirms each and every “Whereas” paragraph above.

Section 2. The Village Board grants the Applicant’s special permit application allowing for the construction of a four (4) story building at 29-31 Singer Avenue.

Section 3. That the special permit is granted with an override of the Rockland County Commissioner of Planning’s general denial and comments, 1, 2, 3, 4, 5, and 12, for the reasons set forth in the applicant’s letter of August 15, 2023; and

Section 4. This Resolution shall take effect immediately.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

On Roll:

Mayor Simon	Yes
Deputy Mayor Grossman	Abstain
Trustee Clerina	Yes
Trustee Eisenbach	Yes
Trustee Gross	Yes

Dated: November 13, 2023

Luis Mendez appeared to speak during public participation in regards to the Spanish Speaking Taxi Drivers being discriminated against by Spring Valley Police Department.

Benjamin Hockman of Yale Drive spoke during Public Participation in regards to the conditions on Yale Drive.

Resolution No. T-257-11.13.23

Moved by Trustee Gross, Seconded by Mayor Simon

**APPROVAL OF PAYMENT FOR COLLIER
ENGINEERING IN THE AMOUNT OF \$10,950.00 FOR
WORK RELATING TO FRANCIS PLACE**

WHEREAS, the Village of Spring Valley has contracted with Collier Engineering to provide engineering services for various Village projects; and

WHEREAS, Collier Engineering has performed engineering services related to Francis Place in the amount of \$10,950.00; and

WHEREAS, the Village has received money from the Federal Emergency Management Agency which may be used for such costs.

NOW, THEREFORE, it is hereby resolved by the Board of Trustees as follows:

Section 1. The Village hereby ratifies and affirms each and every “Whereas” paragraph above and authorizes payment of Collier Engineering in the amount of \$10,950.00 from funds provided by the Federal Emergency Management Agency.

Section 2. The Village Board authorizes the Village staff to take whatever actions necessary to make the above detailed payment.

Section 3. This Resolution shall take effect immediately.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

On Roll:

Mayor Simon	Yes
Deputy Mayor Grossman	Yes
Trustee Clerina	Yes
Trustee Eisenbach	Abstain
Trustee Gross	Yes

Dated: November 13, 2023

Resolution No. T-258-11.13.23

Moved by Trustee Gross, Seconded by Trustee Clerina

**AUTHORIZATION FOR THE PURCHASE OF 1,000 TONS
OF ROAD SALT FROM ATLANTIC ROAD SALT IN THE
AMOUNT OF \$75,000.00**

WHEREAS, the Village of Spring Valley requires the use of road salt during the winter months; and

WHEREAS, Atlantic Road Salt has road salt available for purchase.

NOW, THEREFORE, it is hereby resolved by the Board of Trustees as follows:

Section 1. The Village hereby ratifies and affirms each and every “Whereas” paragraph above and authorizes the Village’s purchase of 1,000 tons of road salt from Atlantic Road Salt in the amount of \$75,000.00.

Section 2. The Village Board authorizes the Village staff to take whatever actions necessary to make the above detailed purchase.

Section 3. This Resolution shall take effect immediately.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

On Roll

Mayor Simon	Yes
Deputy Mayor Grossman	Yes
Trustee Clerina	Yes
Trustee Eisenbach	Yes
Trustee Gross	Yes

Dated: November 13, 2023

Resolution No. T-259-11.13.23

Moved by Mayor Simon, Seconded by Deputy Mayor Grossman

**AUTHORIZATION TO REFUND A \$5,000.00 BOND TO
NORTH COLE ASSOCIATES**

WHEREAS, North Cole Associates, LLC posted at \$5,000.00 bond with the Village relating to a street Opening Permit # PW 2023-73-N. Cole Avenue;” and

WHEREAS, the work requiring the bond has been completed which would allow the release of such funds.

NOW, THEREFORE, it is hereby resolved by the Board of Trustees as follows:

Section 1. The Village hereby authorizes the refund of the \$5,000.00 bond which was deposited by North Cole Associates.

Section 2. The Village Board authorizes the Village staff to take whatever actions necessary to make the above detailed refund.

Section 3. This Resolution shall take effect immediately.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

On Roll

Mayor Simon	Yes
Deputy Mayor Grossman	Yes
Trustee Clerina	Yes
Trustee Eisenbach	Yes
Trustee Gross	Yes

Dated: November 13, 2023

Resolution No. T-260-11.13.23

Moved by Trustee Eisenbach, Seconded by Mayor Simon

**AUTHORIZATION FOR THE INSTALLATION OF
SIDEWALKS AND CURBS FOR JILL LANE AND YALE
DRIVE IN THE AMOUNT OF \$28,700.00**

WHEREAS, the Village of Spring Valley in order to improve pedestrian safety wishes to connect two existing sidewalks currently located on Jill Lane and Yale Drive by constructing 120 linear feet of sidewalk on the east side of Jill Lane south of its intersection with Yale Drive; and

WHEREAS, the Village received three (3) quotes from two (2) bidders piggybacking off of awarded bids by Rockland County and the Town of Ramapo; and

WHEREAS, a bid was received in the amount of \$28,700 from Blink Contractors to construct 700 square feet of concrete sidewalks, 120 linear feet of concrete curbs and 200 square feet of asphalt;

WHEREAS, the Village has monies received from the New York State Department of Transportation Consolidated Local Street and Highway Improvement Program (hereinafter "CHIPS") set aside for project like this.

NOW, THEREFORE, it is hereby resolved by the Board of Trustees as follows:

Section 1. The Village hereby ratifies and affirms each and every "Whereas" paragraph above and authorizes the Village to use CHIPS funds to hire Blink Contractors to construct 700 square feet of concrete sidewalks, 120 linear feet of concrete curbs and 200 square feet of asphalt to connect two sidewalks on the east side of Jill Lane south of its intersection with Yale Drive at a cost not to exceed \$28,800.00.

Section 2. The Village Board authorizes the Village staff to take whatever actions necessary to perform the above detailed work.

Section 3. This Resolution shall take effect immediately.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

On Roll:

Mayor Simon	Yes
Deputy Mayor Grossman	Yes
Trustee Clerina	Yes
Trustee Eisenbach	Yes
Trustee Gross	Yes

Dated: November 13, 2023

Deputy Mayor Grossman read the 2023 Police Department Report into the record.

Resolution No. T-261-11.14.23

Moved by Deputy Mayor Grossman, Seconded by Mayor Simon

**AUTHORIZATION TO ALLOW THE VILLAGE JUSTICE COURT TO
APPLY FOR THE 2023-2024 ANNUAL JUSTICE COURT PROGRAM GRANT**

WHEREAS, the State of New York annually provides grant funding under the Justice Court Program Grant; and

WHEREAS, the Village Justice Court would like to apply for a grant under the 2023-2024 Annual Justice Court Program; and

NOW, THEREFORE, it is hereby resolved by the Board of Trustees as follows:

Section 1. The Village hereby ratifies and affirms each and every “Whereas” paragraph above and authorizes Village Justice Court to submit an application to the 2023-2024 Annual Justice Court Program Grant.

Section 2. The Village Board authorizes the Village staff to take whatever actions necessary to submit the grant application.

Section 3. This Resolution shall take effect immediately.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

On Roll

Mayor Simon	Yes
Deputy Mayor Grossman	Yes
Trustee Clerina	Yes
Trustee Eisenbach	Yes
Trustee Gross	Yes

Dated: November 13, 2023

Resolution No. T-262-11.13.23

Moved by Deputy Mayor Grossman, Seconded by Mayor Simon

**AUTHORIZATION TO REFUND YISROEL EISENBACH
\$100.00 FOLLOWING THE REMOVAL OF POLITICAL SIGNS**

WHEREAS, Village Code § 209-9 when permits are issued for the erection of temporary signs the person posting such signs is required to deposit a fee with the Village to guarantee that such signs or posters will be removed within one week after an election; and

WHEREAS, Mr. Eisenbach has removed his temporary signs within one week after the recent election;

NOW, THEREFORE, it is hereby resolved by the Board of Trustees as follows:

Section 1. The Village hereby ratifies and affirms each and every “Whereas” paragraph above and authorizes the issuance of a \$100.00 refund to Mr. Eisenbach.

Section 2. The Village Board authorizes the Village staff to take whatever actions necessary to issue this refund.

Section 3. This Resolution shall take effect immediately.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

On Roll:

Mayor Simon	Yes
Deputy Mayor Grossman	Yes
Trustee Clerina	Yes
Trustee Eisenbach	Abstain
Trustee Gross	Yes

Dated: November 13, 2023

Resolution No. T-263-11.13.23

Moved by Trustee Gross Seconded by Deputy Mayor Grossman

**AUTHORIZATION FOR THE INSTALLATION OF NO
PARKING SIGNS ON SECTIONS OF MADISON AVENUE
NORTH MADISON AVENUE AND PARKER STREET**

WHEREAS, the Village of Spring Valley has received complaints regarding parking on Madison Avenue, North Madison Avenue and Parker Street; and

WHEREAS, Village staff has reviewed the issues occurring on Madison Avenue, North Madison Avenue and Parker Street.

WHEREAS, the Village Board wishes to alleviate traffic issues on the above named streets by installing “No Parking from Here to Corner” signs at the following locations:

1. Parker Street:
 - a. Location: East side of Parker Street
 - b. Placement: 30 feet south of Maple Avenue.
2. Madison Avenue:
 - a. Location: East side of Madison Avenue
 - b. Placement: 30 feet north of Church Street
3. North Madison Avenue:
 - a. Location: West side of North Madison Avenue
 - b. Placement: 30 feet north of Church Street
4. North Madison Avenue:
 - a. Location: East side of North Madison Avenue
 - b. Placement: 30 feet south of Grove Street
5. North Madison Avenue:
 - a. Location: West side of North Madison Avenue
 - b. Placement: 30 feet north of Grove Street

NOW, THEREFORE, it is hereby resolved by the Board of Trustees as follows:

Section 1. The Village hereby ratifies and affirms each and every “Whereas” paragraph above and authorizes the posting of “No Parking from Here to Corner” signs at the following locations:

Parker Street:

- a. Location: East side of Parker Street
 - b. Placement: 30 feet south of Maple Avenue.
2. Madison Avenue:
 - a. Location: East side of Madison Avenue

- b. Placement: 30 feet north of Church Street
- 3. North Madison Avenue:
 - a. Location: West side of North Madison Avenue
 - b. Placement: 30 feet north of Church Street
- 4. North Madison Avenue:
 - a. Location: East side of North Madison Avenue
 - b. Placement: 30 feet south of Grove Street
- 5. North Madison Avenue:
 - a. Location: West side of North Madison Avenue
 - b. Placement: 30 feet north of Grove Street

Section 2. The Village Board authorizes the Village staff to take whatever actions necessary to post the necessary signs.

Section 3. This Resolution shall take effect immediately.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

On Roll:

Mayor Simon	Yes
Deputy Mayor Grossman	Yes
Trustee Clerina	Yes
Trustee Eisenbach	Yes
Trustee Gross	Yes

Dated: November 13, 2023

Discussion ensued amongst the Village Board of Trustees and noted that there will be a Police Commission Meeting on November 21, 2023 at 6:00 pm.

Resolution No. T-264-11.13.23

Moved by Trustee Gross Seconded by Deputy Mayor Grossman

**RESOLUTION DECLARING CERTAIN VILLAGE
VEHICLES AS SURPLUS VEHICLES AND ALLOWING
THEIR POSTING FOR AUCTION ON GOVDEALS.COM**

WHEREAS, the Village of Spring Valley has identified 14 vehicles identified in the attached Exhibit “A” as surplus vehicles no longer needed for use by the Village; and

WHEREAS, the Village wishes to dispose of such vehicles by posting them on Govdeals.com.

NOW, THEREFORE, it is hereby resolved by the Board of Trustees as follows:

Section 1. The Village hereby ratifies and affirms each and every “Whereas” paragraph above, determines that the Vehicles identified in Exhibit “A” as surplus vehicles and authorizes such vehicles to be auctioned off by posting them on Govdeals.com.

Section 2. The Village Board authorizes the Village staff to take whatever actions necessary to establish these vehicles a surplus and post them for auction.

Section 3. This Resolution shall take effect immediately.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

On Roll:

Mayor Simon	Yes
Deputy Mayor Grossman	Yes
Trustee Clerina	Yes
Trustee Eisenbach	Yes
Trustee Gross	Yes

Dated: November 13, 2023

At 11:04 pm Deputy Mayor Grossman moved to adjourn the Village Board meeting,
Seconded by Trustee Gross, carried by all.