

**VILLAGE OF SPRING VALLEY
VILLAGE BOARD
NOVEMBER 21, 2023 9:20 PM**

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

Also Present: Village Attorney Darius Chafizadeh

Village Clerk Montgomery read the roll call.

Assemblage saluted the flag led by Trustee Clerina

Resolution No. T-265-11.21.23

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 2023/11

Amount \$20,164.20

Claim #'s 56061464 thru 56061517

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

POST AUDITED GENERAL ABSTRACT 2023/11

Amount \$5,000.00

Claim #'s 56061478 thru 56061478

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

Dated: November 21, 2023

Resolution No. T-266-10.16.23

Moved by Mayor Simon, Seconded by Trustee Eisenbach

RESOLUTION APPROVING SECTION 8 ABSTRACT # 834

WHEREAS, Section 8 requests approval of Abstract # 834

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 #834	\$18,089.55
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Upon vote, motion carried by all,

Dated: November 21, 2023

Public Participation:

Amber Baker of 4 Stetner Street spoke on the rebuilding of the Tigers Den.

Willie Trotman of 27 Rose Avenue, President of the SV NAACP expressed that the black and brown children need a place to play and the Tigers Den after school program needs to be reopened.

Resolution No. T-267-11.21.23

Moved by Mayor Simon, Seconded by Trustee Clerina

**AUTHORIZATION TO APPLY FOR \$200,000.00 IN
FUNDING UNDER THE 2024 COMMUNITY
DEVELOPMENT BLOCK GRANT FOR BLACKTOPPING
AND SIDEWALK IMPROVEMENTS**

WHEREAS, the Village of Spring Valley wishes to apply for \$200,000.00 in funding under the 2024 Community Development Block Grant program; and

WHEREAS, the Village Board held a duly noticed public hearing at its November 21, 2023 meeting wherein members of the public spoke as to their request that monies be allocated to rebuilding the Spring Valley Tiger's Den; and

WHEREAS, after the close of the public hearing and further deliberation by the Village Board it was determined that it was in the best interest of the Village to apply any grant monies under the Community Development Block Grant program to the Village's roadways and sidewalks which are greatly in need of repair and restoration.

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 staff to apply for \$200,000.00 in funding from the 2024 Community Development Block Grant program for roadway and sidewalk restoration.

Section 2. The Village Board authorizes the Village staff to take whatever actions necessary to make the above detailed 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	No
Deputy Mayor Grossman	Yes
Trustee Clerina	Abstained
Trustee Eisenbach	Yes
Trustee Gross	Yes

Dated: November 21, 2023

Resolution No. T-268-11.21.23

Moved by Trustee Gross, Seconded by Mayor Simon

**APPROVAL OF PAYMENT FOR COLLIER
ENGINEERING IN THE AMOUNT OF \$6,000.00 FOR
WORK RELATING TO KENNEDY TRAILS**

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 the Kennedy Trails project in the amount of \$6,000.00; and

WHEREAS, the Village has received money from the American Rescue Plan Act 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 \$6,000.00 from American Rescue Plan Act funds relating to the Kennedy Trails project.

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	Yes
Trustee Gross	Yes

Dated: November 21, 2023

Resolution No. T-269-11.21.23

Moved by Mayor Simon, Seconded by Trustee Clerina

**APPROVAL OF PAYMENT FOR COLLIER
ENGINEERING IN THE AMOUNT OF \$2,500.00 FOR
WORK RELATING TO THE MEMORIAL PARK BRIDGE
PROJECT**

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 the Memorial Park Bridge project in the amount of \$2,500.00; and

WHEREAS, the Village has received money from the American Rescue Plan Act 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 \$2,500.00 from American Rescue Plan Act funds relating to the Memorial Park Bridge project.

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	Yes
Trustee Gross	Yes

Dated: November 21, 2023

Resolution No. T-270-11.21.23

Moved by Deputy Mayor Grossman, Seconded by Mayor Simon

**RESOLUTION ISSUING AN UNFAVORABLE
RECOMMENDATION AS TO APPLICATION TO SELL
WINE AND BEER FOR ON PREMISES CONSUMPTION
AT 10 SOUTH MAIN STREET SPRING VALLEY**

WHEREAS, the Village has received notice that there has been an application seeking a liquor license to sell wine and beer for on premises consumption at Barra Restaurante Las Aquilas located at 10 South Main Street in Spring Valley; and

WHEREAS, the Village Chief of Police has provided a report which details a number of issues and incidents at the above listed property requiring police intervention; and

WHEREAS, due to the large number of police calls to the above listed property and the police department's recommendation to deny such request, the Village Board will **not** give a favorable recommendation as to the applicant's request for a liquor license; 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 issues an **unfavorable** recommendation as to the applicant Barra Restaurante Las Aquilas' request for a liquor license at 10 North Main Street Spring Valley due to the large number of police calls at the above listed property and the police department's recommendation to deny such request.

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 21, 2023

Resolution No. T-271-11.21.23

Moved by Deputy Mayor Grossman, Seconded by Mayor Simon

**AUTHORIZATION TO PAY HARRIS BEACH, PLLC
\$41,497.39 FOR SERVICES RENDERED**

WHEREAS, Harris Beach, PLLC was retained to represent the Village in various legal matters identified; and

WHEREAS Harris Beach, PLLC has rendered services totaling \$41,497.39; 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 payment of Harris Beach, PLLC in the amount of \$41,497.39 for services rendered in various matters.

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	Yes
Trustee Gross	Yes

Dated: November 21, 2023

Resolution No. T-272-11.21.23

Moved by Deputy Mayor Grossman, Seconded by Mayor Simon

**AUTHORIZATION TO PAY WHITEMAN OSTERMAN &
HANNA, LLP \$21,654.32 FOR SERVICES RENDERED**

WHEREAS, Whiteman Osterman & Hanna, LLP has represent the Village in working with New York State on issues involving the Village Building Department; and

WHEREAS Whiteman Osterman & Hanna, LLP has rendered services totaling \$21,654.32; 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 payment of Whiteman Osterman & Hanna, LLP in the amount of \$21,654.32.

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	Yes
Trustee Gross	Yes

Dated: November 21, 2023

Resolution No. T-273-11.21.23

Moved by Trustee Gross, Seconded by Deputy Mayor Grossman

**RESOLUTION AUTHORIZING THE DEMOLITION
OF THE BUILDING LOCATED AT 22 COLLINS AVENUE**

WHEREAS, the Village has obtained ownership of property located at 22 Collins Avenue and seeks to demolish the structure located thereon; and

WHEREAS, the Village has obtained three (3) quotes for the demolition of the building with Scaffidi’s Paving and Excavating coming in with the lowest bid of \$3,200.00; 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 authorizes the hiring of Scaffidi’s Paving and Excavating to demolish the building at 22 Collins Avenue for a price of \$3,200.00 subject to the Village Attorney’s approval of any necessary agreement with Scaffidi’s Paving and Excavating, as well as an appropriate review of the necessary insurance required of such company.

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 21, 2023

Resolution No. T-274-11.21.23

Moved by Trustee Gross, Seconded by Mayor Simon

**RESOLUTION AUTHORIZING THE REMOVAL OF
THE DEMOLISHED STRUCTURE MATERIAL
LOCATED AT 22 COLLINS AVENUE**

WHEREAS, the Village has obtained ownership of property located at 22 Collins Avenue and seeks to demolish the structure located thereon; and

WHEREAS, the Village has authorized Scaffidi’s Paving and Excavating to demolish the structure on the property for \$3,200.00; and

WHEREAS, following the demolition of the structure the remains of the building will need to be hauled away; and

WHEREAS, the Village estimates that in removing the demolished remains of the building it will cost an estimate of more than \$8,000.00 in transfer fees; and

WHEREAS, Trustee Gross has agreed to personally cover any costs relating to disposal of the demolished building in excess of the \$8,000.00 in transfer fees.

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 authorizes the removal of the demolished remains of the building located at 22 Collins Avenue up to \$8,000.00 in costs with Trustee Gross personally covering any costs above \$8,000.00.

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 21, 2023

Resolution No. T-275-11.21.23

Moved by Trustee Gross, Seconded by Mayor Simon

**RESOLUTION AUTHORIZING THE PAINTING
OF CROSSWALKS ON MAPLE AVENUE,
FRANCIS PLACE AND CHARLES LANE**

WHEREAS, the Village has seen various roadways resurfaced in the last four (4) weeks which thereafter should have been stripped with proper crosswalks; and

WHEREAS, the Village seeks to paint crosswalks on Maple Avenue, Francis Place and Charles Lane; and

WHEREAS, the Village wishes to paint such crosswalks on Saturday December 2, 2023, weather permitting; 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 authorizes Barry Battle and two (2) MEO/Laborers to work on Saturday, December 2, 2023, weather permitting to paint crosswalks on Maple Avenue, Francis Place and Charles Lane.

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 21, 2023

At 10:36 pm Trustee Gross moved to adjourn the Village Board meeting, Seconded by Mayor Simon and carried by all.