

**VILLAGE OF SPRING VALLEY
VILLAGE BOARD
SEPTEMBER 19, 2023 9:31 PM**

Present: Deputy Mayor Grossman
Trustee Eisenbach
Trustee Gross

Absent: Mayor Simon
Trustee Clerina

Also Present: Village Attorney Darius Chafizadeh

Village Clerk Montgomery read the roll call.

Assemblage saluted the flag led by Attorney Chafizadeh

Resolution No. T-217-9.19.23

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 2023/8

Amount \$125,778.36

Claim #'s 56060898 thru 56061033

On Roll:

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

POST AUDITED GENERAL ABSTRACT 2023/8

Amount \$176,173.67

Claim #'s 56060888 thru 56061035

On Roll:

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

Dated: September 19, 2023

Resolution No. T-218-9.19.23

Moved by Mayor Simon, Seconded by Trustee Gross

RESOLUTION APPROVING SECTION 8 ABSTRACT # 831

WHEREAS, Section 8 requests approval of Abstract # 831

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 #831 is hereby approved.

SECTION 8	AMOUNT
Abstract #831	\$1.002.08

On Roll:

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

Dated: September 19, 2023

Public Participation:

Cynthia Gualpa is a business owner of 25 South Main Street in Spring Valley. Mrs. Gualpa expressed that she has reported several incidents of loitering and disruptive behavior outside of her business driving away business. Mrs. Gualpa states the SVPD have been disrespectful and not helpful.

Mr. Samuel Lamb of Spring Valley stated that the Village parks are in horrible condition and would like the Board to take action.

Mr. Joseph Spitzer of Spring Valley complement the Village on a job well done to Ridge Avenue, Rose Avenue, Church Avenue and North Main Street.

Mr. Lionel Calvin, representing Senator Bill Weber wishing to express the neglect to the Village's parks and pool.

Resolution No. T-219-9.19.23

Moved by Deputy Mayor Grossman, Seconded by Trustee Gross

**NEGATIVE DECLARATION AS TO APPLICATION BY 105
S. CENTRAL AVENUE/330 ROOSEVELT AVENUE
SEEKING A ZONE CHANGE FROM R2 TO GB**

WHEREAS, the owner of 105 S. Central Avenue / 330 Roosevelt Avenue has submitted a petition to the Village Board seeking to change the properties' zoning district from R-2 to GB for the purpose of constructing 16 residential units; and

WHEREAS, the Village Board has reviewed the Short Environmental Assessment Form submitted with the petition;

WHEREAS, the Village Board has declared itself the Lead Agency under the State Environmental Quality Review Act ("SEQRA"); and

WHEREAS, the Planning Board determined that this was an unlisted action under SEQRA and in reviewing the Short EAF found that the impacts associated with the proposal are small and can be mitigated; and

WHEREAS, the Village Board adjourns the application to October 16, 2023; 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 issues a negative declaration under SEQRA for the requested zoning district change and further adjourns this application to its October 16, 2023 Meeting.

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

Dated: September 19, 2023

Resolution No. T-220-9.19.23

**RESOLUTION DETAILING A PUBLIC HEARING HELD ON THE VILLAGE'S
DOWNTOWN REVITALIZATION INITIATIVE (DRI) GRANT**

WHEREAS, New York State's Downtown Revitalization Initiative ("DRI") is a State run economic development program which looks to transform downtown neighborhoods into vibrant centers that offer a high quality of life and are magnets for redevelopment, business, job creation, as well as, economic and housing diversity; and

WHEREAS, the Board of Trustees wishes to develop the Village's downtown area by applying for funding from the DRI program; and

WHEREAS, the Village properly advertised a public hearing dealing with the DRI Program to be held on September 19, 2023; and

WHEREAS, at the Village Board's September 19, 2023 meeting a motion was made by Deputy Mayor Grossman, seconded by Trustee Gross to open the public hearing which was approved with a vote of 3 ayes, 0 nays, 2 absent; and

WHEREAS, thereafter comment was taken from the public; and

WHEREAS, following public comment a motion was made by Trustee Gross, seconded by Deputy Mayor Grossman to close the public hearing which was approved with a vote of 3 ayes, 0 nays, 2 absent.

NOW, THEREFORE, it is hereby resolved that the above detailed public hearing was duly held by the Village Board of Trustees.

Dated: September 19, 2023

Resolution No. T-221-9.19.23

Moved by Trustee Gross, Seconded by Deputy Mayor Grossman

RESOLUTION TRANSFERRING \$1,200 IN FUNDS TO THE JUSTICE COURT'S DUES/CONFERENCE LINE AND AUTHORIZING JUDGE THOMAS MASCOLA TO ATTEND THE MAGISTRATE'S ASSOCIATION ANNUAL CONFERENCE

WHEREAS, Judge Thomas Mascola was recently sworn in as a Village Justice and whereas the Magistrate's Association holds an annual conference which provides valuable training to village judges; and

WHEREAS, the Justice Court's budget line for dues/conferences has previously been exhausted; and

WHEREAS, the Village wishes to send Justice Mascola for training; 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 authorizes the transfer of \$1,200 in funds from the Contingency A.1990.0400 budget line into the Justice Court's Dues/Conferences Line A.1110.0420 and thereafter authorizes Justice Mascola to attend the Magistrates Association's Annual Conference.

Section 3. This Resolution shall take effect immediately.

On Roll:

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

Dated: September 19, 2023

Resolution No. T-222-9.19.23

Moved by Deputy Mayor Grossman, Seconded by Trustee Gross

RESOLUTION AUTHORIZING THE RENEWAL CONTRACT OF REGINALD ANDERSON AS CONFIDENTIAL ASSISTANT

WHEREAS, within the Village of Spring Valley, New York ("Village") there comes from time-to-time a need to hire certain personnel for purposes of allowing the Village to carry out its municipal duties to protect the health, safety and welfare of the Village Residents; and

WHEREAS, the Village Board of Trustees (“Village Board”) in January of 2023 hired Reginald Anderson for a period of 3 months with a compensation cap of \$22,750.00; and

WHEREAS, the Village thereafter renewed Mr. Anderson’s contract for additional three month contracts in April and June of 2023; and

WHEREAS, the Village Board of Trustees (“Village Board”) wishes to renew the contract of Confidential Assistant (the “Position”) to the Mayor and Reginald Anderson (“Anderson”); and

WHEREAS, the Village Board desires the renewal of any such employment of Anderson to that Position until October 17, 2023 with a compensation cap for such period to be the prorated amount of the prior agreements which previously provided for a cap of \$22,750 for the three (3) month periods previously approved, which is that amount of a prorated annual compensation in the amount of Ninety-One Thousand Dollars (\$91,000) (whichever shall first occur);

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 authorizes the Village Mayor to immediately execute a contract as approved by the Village Attorney to retain Anderson for the purposes and time as well as compensation stated above.

Section 3. This Resolution shall take effect immediately.

On Roll:

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

Dated: September 19, 2023

Resolution No. T-223-9.19.23

Moved by Trustee Gross, Seconded by Deputy Mayor Grossman

**RESOLUTION AUTHORIZING THE ALLOCATION OF AN ADDITIONAL \$10,000
FROM THE ARPA FUNDS TO BE USED AS PAYMENTS FOR WORK PERFORMED
BY COLLIER ENGINEERING**

WHEREAS, Collier Engineering has been performing on call general engineering work for the Village on a variety of matters including, but not limited to, Memorial Park grant applications, review of the DPW Facilities, attendance at Village Meetings and the like; and

WHEREAS, on June 6, 2023 the Village Board previously authorized Collier to work as an on call engineer for the Village's needs not to exceed \$10,000; and

WHEREAS, Collier Engineering has performed on call general engineering work; and

WHEREAS, the Village Board wishes to continue to have Collier Engineering perform these on call general engineering functions;

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

Section 1. The Village Board ratifies and affirms each and every "Whereas" paragraph above.

Section 2. The Village Board authorizes Collier Engineering to work as an on call engineer for the Village's needs not to exceed an additional \$10,000 above the \$10,000 previously approved by the Village Board on June 6, 2023, with such funds coming from the American Rescue Plan Act COVID Relief.

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

Dated: September 19, 2023

Resolution No. T-224-9.19.23

Moved by Deputy Mayor Grossman, Seconded by Trustee Gross

**RESOLUTION AUTHORIZING COLLIERS
ENGINEERING TO PREPARE BID SPECIFICATIONS
FOR MEMORIAL PARK PLAYGROUND
IMPROVEMENTS WITH FEES TO BE PAID FROM ARPA
FUNDS**

WHEREAS, the Village of Spring Valley's Memorial Park includes a pool and other improvements; and

WHEREAS, the Village has received \$3,200,000 in American Rescue Plan Act (ARPA) COVID Relief; and

WHEREAS, the Village would like to increase the use of Memorial Park by Village residents to include other amenities such as, potentially, children's playground equipment; and

WHEREAS Collier's has been hired by the Village to work on discrete engineering projects; and

WHEREAS, Colliers can prepare bid specifications for the improvement of the Memorial Park with playground equipment for \$5,000;

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 authorizes Colliers to prepare bid specifications and provide construction support services for playground equipment at Memorial Park in an amount not to exceed \$5,000, which will be paid from the \$3,200,000 American Rescue Plan Act COVID Relief Funds; and

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

Dated: September 19, 2023

Resolution No. T-225-9.19.23

Moved by Trustee Gross, Seconded by Deputy Mayor Grossman

**RESOLUTION AUTHORIZING COLLIERS
ENGINEERING TO PREPARE BID SPECIFICATIONS
FOR THE POLICE DEPARTMENT’S EXPANSION
PROJECT USING AMERICAN RESCUE PLAN ACT
COVID RELIEF FUNDS**

WHEREAS, the Village of Spring Valley Police Department’s Headquarters are cramped and in need of updating; and

WHEREAS, the Village has received Community Development Block Grant CV Funds for the expansion of the Police Department’s Headquarters; and

WHEREAS Collier’s has been hired by the Village to work on discrete engineering projects; and

WHEREAS, Colliers can prepare bid specifications for the expansion of the Police Department Headquarters;

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 authorizes Colliers to prepare bid specifications for the expansion of the Police Department in an amount not to exceed \$30,000, which will be paid from the \$3,200,000 American Rescue Plan Act COVID Relief Funds; and

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

Dated: September 19, 2023

Resolution No. T-226-9.19.23

Moved by Trustee Gross Seconded by Deputy Mayor Grossman

**RESOLUTION AWARDING BID FOR THE
CONSTRUCTION IMPROVEMENTS FOR KENNEDY
PARK TO GREEN VALLEY AT COST OF \$241,914**

WHEREAS, the Village wishes to construct improvements to Kennedy Park, including general work, as well as, three (3) improvements areas: Area 1 (installation of safety surface and playground unit); Area 2 (installation of safety surface and tree swing); and Area 3 (installation of safety surfacing, spring riders and a shade structure); and

WHEREAS, the Village solicited bids for the construction of the improvements to Kennedy Park and received four (4) responses; and

WHEREAS, the low bidder, Green Valley's bid was \$288,924 for all work which exceeds the \$200,000 in funds provided to the Village under ARPA funds; and

WHEREAS, it was recommended by the Village's Department of Community Development after consulting with the Village's engineering firm that if Green Valley were to perform the general work and improvements to Areas 1, 2 and 3, without the shading for Area 3, the total cost of the job would be \$241,914.

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

Section 1. The Village Board ratifies and affirms each and every "Whereas" paragraph above.

Section 2. The Village Board authorizes Green Valley to perform the general improvement work as well as, the work detailed for Areas 1, 2 and 3 in its bid, without the shading for Area 3, at a total cost not to exceed \$241,914; with \$200,000 of such cost coming from ARPA Funds and the remaining amount coming from Village COVID Relief Funds.

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

Dated: September 19, 2023

Resolution No. T-227-9.19.23

Moved by Trustee Gross, Seconded by Deputy Mayor Grossman

**RESOLUTION ACCEPTING BID FROM COLONNELLI
BROTHERS TO REPAIR THE MEMORIAL PARK
BRIDGE**

WHEREAS, the Village of Spring Valley's Memorial Park Bridge is in need of repair; and

WHEREAS, the Village notified 344 vendors that it was soliciting bids to perform the necessary repairs on the Memorial Park Bridge; and

WHEREAS, the Village received two (2) responsive bids for the work to repair the Memorial Park Bridge, the low bid was received from Colonnelli Brothers, as well as another higher bid from OCs Industries; and

WHEREAS, the Village was awarded an ARPA grant in the amount of \$200,000 which could be used for the repair of the Memorial Park Bridge; and

WHEREAS, Collier Engineering has reviewed the bids and recommended awarding the project to Colonnelli Brothers.

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 awards the bid for repair of the Memorial Park Bridge to Colonnelli Brothers and authorizes staff to take whatever steps necessary to complete the project.

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

Dated: September 19, 2023

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

Resolution No. T-228-9.19.23

Moved by Trustee Gross, Seconded by Deputy Mayor Grossman

**AUTHORIZATION TO INSTALL STOP SIGNS ON NORTH
MADISON AVENUE AT ITS INTERSECTION WITH
GROVE STREET**

WHEREAS, there have been traffic concerns raised by residents regarding the intersection of North Madison Avenue and Grove Street; and

WHEREAS, the Village Board is familiar with the intersection, including the stop signs currently located on Grove Street and Police Chief opined on the request and

WHEREAS, the Village Board wishes to keep the Village's streets as safe as possible for vehicular and pedestrian traffic;

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

Section 1. The Village Board ratifies and affirms each and every "Whereas" paragraph above and authorizes the installation of stop signs on North Madsion Avenue at its intersection with Grove Street to make the intersection a four (4) way stop. The Village Board further authorizes the placement of such stop signs for a six (6) month trial period and if the Village Board does not revisit the placement of the stop signs within such period, their placement will become permanent.

Section 2. The Village Board authorizes the Village staff to take whatever actions necessary to effectuate the above.

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:

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

Dated: September 19, 2023

Resolution No. T-229-9.19.23

Moved by Trustee Gross, Seconded by Deputy Mayor Grossman

**RESOLUTION AUTHORIZING THE HIRING OF
ENVIRONMENTAL AFFILIATES, INC. TO PERFORM AN
ASBESTOS SURVEY OF THE VILLAGE'S PROPERTY
LOCATED AT 22 COLLINS AVENUE**

WHEREAS, the Village has obtained ownership of property located at 22 Collins Avenue (hereinafter the "Property") and it is believed that the Property contains asbestos; and

WHEREAS, the Village would like to hire a service to test and determine the location of asbestos on the Property; and

WHEREAS, the Village has received a written quote from Environmental Affiliates, Inc. to perform an asbestos survey, which includes up to 15 samples and a written report at a cost of \$1,000.

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 Environmental Affiliates, Inc. to prepare a written asbestos survey at a cost of \$1,000.

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

Dated: September 19, 2023

Resolution No. T-230-9.19.23

Moved by Trustee Gross, Seconded by Deputy Mayor Grossman

**RESOLUTION AUTHORIZING THE HIRING
OF PEST ARREST TO PERFORM A RODENT SURVEY
AT 22 COLLINS AVENUE**

WHEREAS, the Village has obtained ownership of property located at 22 Collins Avenue and after a number of years of neglect there is potentially an issue with rodents at the property; and

WHEREAS, the Village has obtained a quote to perform a survey of the rodent condition at 22 Collins Avenue for a total cost of \$175.00.

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 Pest Arrest to perform a survey of the rodent situation at 22 Collins Avenue for \$175.00.

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

Dated: September 19, 2023

Resolution No. T-231-9.19.23

Moved by Deputy Mayor Grossman, Seconded by Trustee Gross

ENVIRONMENTAL REVIEW OF THE VILLAGE BOARD'S
DETERMINATION DECLARING AN UNIMPROVED PUBLIC
RIGHT-OF-WAY ON THE EASTERLY SIDE OF SUMMIT
AVENUE EXTENDING EAST TO WOLFE DRIVE (TAX LOT
57.53-1-14.2) AS SURPLUS PROPERTY AND AUTHORIZING
THE TRANSFER OF SAME FOLLOWING PUBLIC BID TO
SUMMIT EQUITY, LLC

WHEREAS, the Village owns an unimproved Public Right-Of-Way on the easterly side of Summit Avenue extending east to Wolfe Drive (Tax Lot 57.53-1-14.2) (hereinafter the "Property") and on June 6, 2023 the Village Board determined that the Property is surplus property which is no longer needed by the Village; and

WHEREAS, following June 6, 2023, the Village solicited bids for the purchase of the Property with a starting price of \$30,000 which was based on an appraisal obtained by the Village; and

WHEREAS, the Village Board accepted the submission of sealed bids at the Village Clerk's Office until June 20, 2023 at 3:00 PM and received only a single bid received from Mr. Goldman of Summit Equity, LLC which was to purchase the Property for \$31,000.00; and

WHEREAS, on June 20, 2023, the Village Board awarded the sale of the Property to Summit Equity, LLC; and

WHEREAS, Summit Equity, LLC has requested that the Village perform the appropriate environmental review of the determination of surplus property and approving the transfer of the Property; and

WHEREAS, under the New York State Environmental Quality Review Act ("SEQRA") § 617.5 [c] [11] the construction or expansion of a single-family, a two-family or a three-family residence on an approved lot ... and conveyances of land in connection therewith is deemed a Type II action not subject to further review under SEQRA.

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 finds that the determination that the Property was excess surplus property and authorizing the transfer of same to Summit Equity, LLC was a Type II Action under SEQRA not requiring further environmental review and issue a negative declaration thereto.

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

Dated: September 19, 2023

Trustee Grossman moved to cancel the October 3, 2023 Village Board Meeting, Seconded by Deputy Mayor Grosman and carried by all present.

Trustee Eisenbach suggested that the building located at 22 Collins be demolished by year end 2023.

Deputy Mayor Grossman was pleased to express that many of the village roads are now being milled and paved. Trustee Eisenbach added that he would like to thank Nida Sharif and Nabil Ghanem.

At 10:33 pm Deputy Mayor Grossman moved to adjourn the Village Board meeting, Seconded by Trustee Gross, carried by all present.