

September 26, 2023 at 7:00 p.m.

In recognition of Hispanic History month (September 15 - October 15) the following members of the local Hispanic community were recognized with village citations.

Steven J. Ramirez, Nestor Garcia, Cynthia Nunez, Melissa Herrera, Antonio Izquierdo and Michael Tamayo.

The following resolutions were read into the minutes of Public Hearing #1 on Proposed Local Law A - 2023 on September 26, 2023.

**RES.147/23 SEQRA RESOLUTION – LEAD AGENCY
LOCAL LAW 3 - 2023**

**RES.148/23 SEQRA RESOLUTION – UNLISTED ACTION
LOCAL LAW 3 - 2023**

**RES.149/23 SEQRA RESOLUTION – NEGATIVE DECLARATION
LOCAL LAW 3 - 2023**

RES.150/23 ADOPT LOCAL LAW 3 - 2023

The following Resolutions were read into the minutes of Public Hearing #2 on Proposed Local Law B - 2023 on September 26, 2023.

**RES.151/23 SEQRA RESOLUTION - LEAD AGENCY
LOCAL LAW 4 - 2023**

**RES.152/23 SEQRA RESOLUTION – UNLISTED ACTION
LOCAL LAW 4 - 2023**

**RES.153/23 SEQRA RESOLUTION – NEGATIVE DECLARATION
LOCAL LAW 4 - 2023**

RES.154/23 ADOPT LOCAL LAW 4 - 2023

**MINUTES OF A REGULAR MEETING
OF THE BOARD OF TRUSTEES
THE INC. VILLAGE OF VALLEY STREAM**

DATE: SEPTEMBER 26, 2023

The public may attend the Regular Meeting or join on ZOOM using the link provided:
<https://us02web.zoom.us/j/7148140969>

Deputy Mayor Tufarelli called the Regular Meeting to order at 7:15 p.m. and the Village Clerk was asked to call the roll:

Deputy Mayor Tufarelli	Yes
Trustee Thomas	Yes
Trustee Wright	Yes
Trustee Waszak	Yes
Mayor Fare	Excused

The following resolutions were then voted upon:

RES.155/23 MINUTES

RESOLVED that the minutes of the following meeting be approved:

A. Regular Meeting - August 21, 2023

MOTION BY TRUSTEE Tufarelli SECOND BY TRUSTEE Thomas

ROLL CALL: Trustee Tufarelli	Yes	Trustee Wright	Yes
Trustee Thomas	Yes	Trustee Waszak	Yes

RES.156/23

TAX CERTIORARI SETTLEMENT

WHEREAS, there are writs of certiorari pending in the Supreme Court of Nassau County against the Village of Valley Stream (the "Village") with respect to certain real property located within the Village; and

WHEREAS, the firm of Ryan, Brennan & Donnelly LLP, counsel to the Village for tax certiorari matters, has negotiated settlements of such cases; and

WHEREAS, the Village believes it is in the best interests of the Village to settle the outstanding writs upon such terms and conditions as have been negotiated by counsel to the Village;

NOW, THEREFORE, BE IT RESOLVED, that Ryan, Brennan & Donnelly LLP, counsel to the Village for tax certiorari matters, is authorized to execute a stipulation of settlement in respect to the following case; and

BE IT FURTHER RESOLVED, that the Clerk of the Board of Assessors is authorized to honor such assessment reduction upon the tax rolls of the Village for the years 2023/24.

Owner/Rep	Sec	Block	Lot(s)	Years	Original Assessed Value	New Assessed Value	Negotiated Refund
2320 Union Blvd LLC/ Herman Katz	39	9	10	2018/19 - 2023/24	19,000	13,000	\$12,000

MOTION BY TRUSTEE Thomas SECOND BY TRUSTEE Tufarelli

ROLL CALL: Trustee Tufarelli	Yes	Trustee Wright	Yes
Trustee Thomas	Yes	Trustee Waszak	Yes

RES.157/23

TAX LIEN ASSIGNMENT

RESOLVED that the Board of Trustees hereby approves the following Tax Lien Assignment:

Tax Lien Certificate Number 2021-03-2174 sold at the Annual Tax Lien Sale held May 24, 2022, held by the Village of Valley Stream, premises designated on the Nassau County Land and Tax map as:

Section 37, Block 682, Lot 53

BE IT FURTHER RESOLVED that the Village Treasurer will collect the sum of \$3,994.00 plus subsequent interest and fees as applicable to said tax lien.

MOTION BY TRUSTEE Thomas SECOND BY TRUSTEE Wright

ROLL CALL: Trustee Tufarelli	Yes	Trustee Wright	Yes
Trustee Thomas	Yes	Trustee Waszak	Yes

RES.158/23

**COUNTY OF NASSAU COMMUNITY DEVELOPMENT
BLOCK GRANT CONTRACT FOR THE 49th PROGRAM YEAR**

A RESOLUTION AUTHORIZING THE INCORPORATED VILLAGE OF VALLEY STREAM TO ENTER INTO AN AGREEMENT WITH THE COUNTY OF NASSAU FOR THE PURPOSE OF UNDERTAKING A COMMUNITY DEVELOPMENT PROGRAM UNDER TITLE 1 OF THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED

WHEREAS, the Secretary of the U.S. Department of Housing and Urban Development is authorized under Title 1 of the Housing and Community Development Act of 1974, as amended, to make grants to states and other units of general local government to help finance Community Development Programs; and

WHEREAS, the COUNTY and the INCORPORATED VILLAGE OF VALLEY STREAM entered into a Cooperation Agreement to participate in a Nassau County Community Development Program for a term of three (3) years to commence the 1st day

of October, 2002 and end the 30th day of September, 2005, under Title 1 of the Housing and Community Development Act of 1974, as amended; and

WHEREAS, the Secretary of the U.S. Department of Housing and Urban Development has approved a Community Development Program for the 49th Program Year, Federal Fiscal Year 2023; and

WHEREAS, pursuant to said Cooperative Agreement, the COUNTY and the INCORPORATED VILLAGE OF VALLEY STREAM have agreed to undertake project activities using Community Development Block Grant Funds to be received by the COUNTY from the U.S. Department of Housing and Urban Development; and

WHEREAS, the Secretary of the U.S. Department of Housing and Urban Development has approved an application for Community Development Block Grant Funds, under Title 1 of the Housing and Community Development Act of 1974, as amended submitted by the COUNTY and participating municipalities for 49th Program Year, Federal Fiscal Year 2023 and;

WHEREAS, the Board of Trustees of the INCORPORATED VILLAGE OF VALLEY STREAM deems it to be in the public interest for the INCORPORATED VILLAGE OF VALLEY STREAM to enter into said proposed Agreement for the purpose of undertaking project activities therein set forth, under Title 1 of the Housing and Community Development Act of 1974, as amended.

NOW, THEREFORE, BE IT RESOLVED that the Mayor be and hereby is authorized to execute an Agreement between the INCORPORATED VILLAGE OF VALLEY STREAM and the COUNTY OF NASSAU for the purpose of undertaking project activities under Title 1 of the Housing and Community Development Act of 1974, as amended, for the 49th Program Year, Federal Fiscal Year 2023.

MOTION BY TRUSTEE Wright SECOND BY TRUSTEE Waszak

ROLL CALL: Trustee Tufarelli	Yes	Trustee Wright	Yes
Trustee Thomas	Yes	Trustee Waszak	Yes

**RES.159/23 RESOLUTION TO CALL FOR A PUBLIC HEARING
VALLEY STREAM MULTI-USE PATHS TO LIRR
IN EDWARD W. CAHILL MEMORIAL PARK**

WHEREAS, the Board of Trustees wishes to set a date for a public hearing as New York State Department of Transportation (NYSDOT) has made a determination under the National Environmental Policy Act (NEPA) for the Valley Stream Multi-Use Paths to LIRR project in Edward W. Cahill Memorial Park; and

WHEREAS, the Board of Trustees wishes to consider design approval for the Valley Stream Multi-Use Paths to LIRR project in Edward W. Cahill Memorial Park and offer the public an opportunity to ask questions or comment on the design of the project at the time of the public hearing; and

THEREFORE BE IT RESOLVED that a public hearing be held by this Board of Trustees on the 23rd day of October, 2023 at 7:00 p.m. in the Village Hall Auditorium, Village Hall, 123 So. Central Avenue, Valley Stream, NY 11580 to consider design approval for the Valley Stream Multi-Use Paths to LIRR project in Edward W. Cahill Memorial Park;

RESOLVED that notice of the time and place of such public hearing shall be published by the Village Clerk at least ten (10) days in advance of such time and place in the newspaper provided for by law.

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that a public hearing will be held by the Board of Trustees of the Incorporated Village of Valley Stream at Village Hall, 123 S. Central Avenue, Valley Stream, NY 11580, on the 23rd day of October, 2023, at 7:00 p.m. to consider design approval for the Valley Stream Multi-Use Paths to LIRR project in Edward W. Cahill Memorial Park.

PLEASE TAKE FURTHER NOTICE that all interested persons shall have an opportunity to be heard concerning design approval for the Valley Stream Multi-Use Paths to LIRR project in Edward W. Cahill Memorial Park at the time and place advertised, or by joining the public hearing with the following ZOOM link: <https://us02web.zoom.us/j/7148140969>.

PLEASE TAKE FURTHER NOTICE that the proposed design will be posted on the Village’s website and on file in the Office of the Village Clerk/Administrator prior to the hearing and may be examined during regular business hours.

Dated: Valley Stream, New York
October 12, 2023

By Order of the Board of Trustees
Incorporated Village of Valley Stream
James J. Hunter
Village Clerk/Administrator

MOTION BY TRUSTEE Waszak SECOND BY TRUSTEE Tufarelli

ROLL CALL: Trustee Tufarelli	Yes	Trustee Wright	Yes
Trustee Thomas	Yes	Trustee Waszak	Yes

RES.160/23 **PROPOSED LOCAL LAW C – 2023**
A RESOLUTION SETTING A DATE FOR A PUBLIC HEARING
TO CONSIDER THE ADOPTION OF A LOCAL LAW
AMENDMENT TO THE CODE OF THE INCORPORATED
VILLAGE OF VALLEY STREAM, CHAPTER 99, ENTITLED
“ZONING” TO AMEND ARTICLE II ENTITLED “WORD USAGE
AND DEFINITIONS” AND ARTICLE XIV ENTITLED “C-3
DISTRICT” BY INSERTING MEDICAL CANNABIS DISPENSARY

WHEREAS, the Board of Trustees, as the legislative body of the Incorporated Village of Valley Stream is empowered to amend the Village Code pursuant to the provisions of Article 9 of the New York State Constitution, the Village Law, and the Municipal Home Rule Law; and

WHEREAS, the Board of Trustees wishes to set a date for a public hearing to consider the adoption of Proposed Local Law C – 2023 a Local Law amendment to the Code the Incorporated Village of Valley Stream, Chapter 99, entitled “Zoning” to amend Article II entitled, “Word Usage And Definitions” and Article XIV entitled “C-3 District” by inserting Medical Cannabis Dispensary.

THEREFORE BE IT RESOLVED that a public hearing be held by this Board of Trustees on the 23rd day of October, 2023 at 7:00 p.m. in the Village Hall Auditorium, Village Hall, 123 So. Central Avenue, Valley Stream, NY 11580 to consider the adoption of Proposed Local Law C – 2023 a Local Law amendment to the Code the Incorporated Village of Valley Stream, Chapter 99, entitled “Zoning” to amend Article II entitled, “Word Usage And Definitions” and Article XIV entitled “C-3 District” by inserting Medical Cannabis Dispensary.

RESOLVED that pursuant to General Municipal Law §239-m and Nassau County Government Law §1608 the Village Clerk is directed to file a copy of same with the Nassau County Planning Commission; and it is further

RESOLVED that the Village Clerk is directed to file a copy of same with the Village of Valley Stream Board of Zoning Appeals and be it further,

RESOLVED that notice of the time and place of such public hearing shall be published by the Village Clerk at least ten (10) days in advance of such time and place in the newspaper provided for by law; and it is further

RESOLVED that the Village Clerk shall give to all appropriate parties any notices required by Village Law §7-706.

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that a public hearing will be held by the Board of Trustees of the Incorporated Village of Valley Stream at Village Hall, 123 S. Central Avenue, Valley Stream, NY 11580, on the 23rd day of October, 2023, at 7:00 p.m. to consider the adoption of Proposed Local Law C – 2023 a Local Law amendment to the

Code the Incorporated Village of Valley Stream, Chapter 99, entitled "Zoning" to amend Article II entitled, "Word Usage And Definitions" and Article XIV entitled "C-3 District" by inserting Medical Cannabis Dispensary.

PLEASE TAKE FURTHER NOTICE that all interested persons shall have an opportunity to be heard concerning the Local Law at the time and place advertised, or by joining the public hearing with the following ZOOM link:
<https://us02web.zoom.us/j/7148140969>.

PLEASE TAKE FURTHER NOTICE that the full text of the proposed Local Law will be posted on the Village's website and on file in the Office of the Village Clerk/Administrator prior to the hearing and may be examined during regular business hours.

Dated: Valley Stream, New York
October 12, 2023

By Order of the Board of Trustees of the
Inc. Village of Valley Stream
James J. Hunter
Village Clerk/Administrator

MOTION BY TRUSTEE Wright SECOND BY TRUSTEE Waszak

ROLL CALL: Trustee Tufarelli Yes ___ Trustee Wright Yes ___
Trustee Thomas Yes Trustee Waszak Yes ___

**RES.161/23 SEQRA RESOLUTION – TYPE II ACTION
360A AND 362 WEST MERRICK ROAD**

WHEREAS, in accordance with the State Environmental Quality Review Act and the Act's implementing regulations (the "SEQRA Regulations") the Village Engineering Department has recommended that the revised site plan for 360A and 362 West Merrick Road be determined to be a Type II Action pursuant to Sections 617.5(c)(18) of the SEQRA Regulations and, as such, no further environmental review is required;

THEREFORE BE IT RESOLVED that the Board of Trustees of the Incorporated Village of Valley Stream hereby declares the revised site plans for 360A and 362 be declared a Type II Action under the SEQRA Regulations, and as such, no further environmental review is required.

NOW THEREFORE BE IT RESOLVED that the Board of Trustees refers the revised site plan for 360A and 362 West Merrick Road submitted to the Village to the Zoning Board of Appeals for final site development plan and review.

MOTION BY TRUSTEE Thomas SECOND BY TRUSTEE Tufarelli

ROLL CALL: Trustee Tufarelli Yes Trustee Wright Yes
Trustee Thomas Yes Trustee Waszak Yes

**RES.162/23 AGENCY (FEMA) FISCAL YEAR 2022
ASSISTANT TO FIREFIGHTERS GRANT**

WHEREAS the Federal Emergency Management Agency (FEMA) an agency of the U.S. Dept. of Homeland Security has approved the Fiscal Year 2022 Assistance to Firefighters Grant Application submitted by Grant-Guys, Inc. on behalf of the Valley Stream Fire Department for funding of SCBA (paks used by firefighters to go into fires) in the award amount of \$274,090.90; and

NOW BE IT RESOLVED that the Board of Trustees hereby authorizes the Chief of Department of the Valley Stream Fire Department to accept the Grant on behalf of the Village of Valley Stream. (A.0000.3502)

MOTION BY TRUSTEE Thomas SECOND BY TRUSTEE Tufarelli

ROLL CALL: Trustee Tufarelli Yes Trustee Wright Yes
Trustee Thomas Yes Trustee Waszak Yes

RES.163/23

APPROVE PAYMENT TO GRANT-GUYS, INC.

RESOLVED that the Board of Trustees hereby approves payment of the invoice to Grant-Guys, Inc. of Mineola, NY in the amount of \$8,222.73 for assistance to the Valley Stream Fire Department for preparation of the # 2022-FG-03386 Grant Application and award management for funding of SCBA (paks used by firefighters to go into fires). (A.3410.469)

MOTION BY TRUSTEE Waszak SECOND BY TRUSTEE Wright

ROLL CALL: Trustee Tufarelli	Yes	Trustee Wright	Yes
Trustee Thomas	Yes	Trustee Waszak	Yes

RES.164/23

ACCEPT PROPOSAL

RESOLVED that the Mayor is authorized to accept the proposal from Long Island Marble Dusting, Inc. of Huntington Station, New York for the resurface and repair of the Pool Complex Kiddie Pool in the total amount of up to 15,900.00. (A.7142.256)

MOTION BY TRUSTEE Wright SECOND BY TRUSTEE Waszak

ROLL CALL: Trustee Tufarelli	Yes	Trustee Wright	Yes
Trustee Thomas	Yes	Trustee Waszak	Yes

RES.165/23

APPROVE VALLEY STREAM FIRE DEPARTMENT PURCHASE OF EQUIPMENT

RESOLVED that the Board of Trustees hereby approves the purchase of HURST equipment from Firematic Supply Co., Inc. for the Valley Stream Fire Department in the total amount of up to \$44,402.00. (Capital Project #890-543)

MOTION BY TRUSTEE Thomas SECOND BY TRUSTEE Tufarelli

ROLL CALL: Trustee Tufarelli	Yes	Trustee Wright	Yes
Trustee Thomas	Yes	Trustee Waszak	Yes

RES.166/23

EXTENSION OF CONTRACT

RESOLVED the Mayor and Board of Trustees hereby approve the extension of the United Paving Corporation 2023 Roadway Improvement Program (Award BID RES.079/23) Contract to include the additional remaining program roadways; at all the same pricing currently in the 2023 Contract as agreed to by United Paving Corporation and the Village of Valley Stream. (Capital Project 890-542)

MOTION BY TRUSTEE Tufarelli SECOND BY TRUSTEE Thomas

ROLL CALL: Trustee Tufarelli	Yes	Trustee Wright	Yes
Trustee Thomas	Yes	Trustee Waszak	Yes

RES.167/23

APPROVE CONTRACTS/LEASE AGREEMENTS

RESOLVED that the Board of Trustees hereby authorizes the Mayor to execute contracts/lease agreements as follows:

NEW ERA TECHNOLOGY (DJJ TECHNOLOGIES) – Annual hardware support for the Avaya IP Office phone system control unit /international cards for 123 So. Central Avenue (Village Hall) at a cost of \$1,441.40, for 123 W. Merrick Road (Community Center-Hendrickson Park) at a cost of \$1,441.40 and for 250 Emerson Place (Parks Maintenance) at a cost of \$382.80 for a total amount of \$3,265.60 effective October 1, 2023 – September 30, 2024. (A.1680.458)

ARCHIVESOCIAL – Annual agreement for automatic back up all of the Village’s social media accounts/contents in real-time at a cost of \$3,588.00 effective October 19, 2023 – October 18, 2024. (A.1680.469)

MOTION BY TRUSTEE Thomas SECOND BY TRUSTEE Tufarelli

ROLL CALL: Trustee Tufarelli Yes Trustee Wright Yes
Trustee Thomas Yes Trustee Waszak Yes

RES.168/23 CLAIM SETTLEMENT

RESOLVED that the Board of Trustees authorizes payment of the following claim settlement:

NC0007/21 PD \$219.03

MOTION BY TRUSTEE Wright SECOND BY TRUSTEE Waszak

ROLL CALL: Trustee Tufarelli Yes Trustee Wright Yes
Trustee Thomas Yes Trustee Waszak Yes

RES.169/23 INSTALL SIGNAGE

RESOLVED that on the recommendation of the Traffic Advisory Committee the following signs be installed:

Install “Stop” signs on the n/e and n/w corners of North Cottage Street at East St. Marks Place to make this a “4 Way” Stop.

MOTION BY TRUSTEE Waszak SECOND BY TRUSTEE Wright

ROLL CALL: Trustee Tufarelli Yes Trustee Wright Yes
Trustee Thomas Yes Trustee Waszak Yes

RES.170/23 2024 CAMP BARRETT FEES

RESOLVED that the Board of Trustees approves the following 2024 Camp Barrett fees:

Barrett Park Summer Program:

Village Residents (1/2 day program)	475.00	each add'l child \$380
(Full day program)	725.00	each add'l child \$580.
CHD#1 (1/2 day program)	550.00	each add'l child \$440.
(Full day program)	850.00	each add'l child \$680.
Morning Care (30 minutes)	125.00	per child (Resident or CHD#1)
Morning Care (60 minutes)	175.00	per child (Resident or CHD#1)
Late fees 20 minute grace period	40.00	per half an hour (1 st occurrence per child) and 75.00 per half an hour (2 nd + occurrence per child)

MOTION BY TRUSTEE Tufarelli SECOND BY TRUSTEE Thomas

ROLL CALL: Trustee Tufarelli Yes Trustee Wright Yes
Trustee Thomas Yes Trustee Waszak Yes

USE OF VILLAGE FACILITIES

RESOLVED that upon compliance with such terms and conditions as may be required by the Village of Valley Stream permission to use Village facilities is granted as follows:

A.J. Hendrickson Park Pool Lot – Clearstream Avenue Elementary School
 6th Grade Car Wash Fundraiser – Saturday, October 14, 2023 –
 10:00 a.m. – 2:00 p.m. with no scheduled rain date.

MOTION BY TRUSTEE Wright SECOND BY TRUSTEE Waszak

ROLL CALL: Trustee Tufarelli	Yes	Trustee Wright	Yes
Trustee Thomas	Yes	Trustee Waszak	Yes

UNIT II RECLASSIFICATIONS

RESOLVED that the following reclassifications be approved at the salary provided for in the Unit II Collective Bargaining Agreement and shall be effective upon the approval of the Nassau County Civil Service Commission.

Lawrence R. Nolan From: Motor Equipment Operator, Grade 18, Unit II, 5th Year
 To: Senior Motor Equipment Operator, Grade 28, Unit II, 4th Year

David G. Sabatino From: MEO Trainee II, Grade 28, Unit II, 5th Year
 To: Motor Equipment Operator, Grade 28, Unit II, 5th Year

MOTION BY TRUSTEE Tufarelli SECOND BY TRUSTEE Thomas

ROLL CALL: Trustee Tufarelli	Yes	Trustee Wright	Yes
Trustee Thomas	Yes	Trustee Waszak	Yes

PAYMENT OF AUDITED VOUCHERS

Trustee Waszak: I hereby move that the abstract of audited vouchers be paid as soon as same is approved by the majority.

MOTION BY TRUSTEE Waszak SECOND BY TRUSTEE Wright

ROLL CALL: Trustee Tufarelli	Yes	Trustee Wright	Yes
Trustee Thomas	Yes	Trustee Waszak	Yes


Schedule of Meetings

- Monday, Oct. 02, 2023 - Work Session - 6:30 p.m.
- Monday, Oct. 23, 2023** - Public Hearings & Regular Meeting - 7:00 p.m.
- Monday, Nov. 13, 2023 - Work Session - 6:30 p.m.
- Monday, Nov. 20, 2023 - Regular Meeting - 7:00 p.m.
- Monday, Dec. 04, 2023 - Work Session - 6:30 p.m.
- Monday, Dec. 18, 2023 - Regular Meeting - 7:00 p.m.

Deputy Mayor Tufarelli asked for a motion to close the Regular Meeting.

On a motion by Trustee Thomas seconded by Trustee Waszak and carried unanimously, the Board of Trustees voted to adjourn the Regular Meeting at 7:22 p.m.

Respectfully submitted,



JAMES J. HUNTER
 Village Clerk/Administrator