

August 12, 2014

**NOTICE OF MEETING**

Notice is hereby given that the Village of Spring Valley will meet in the Village Hall, Senator Gene Levy Municipal Plaza, 200 North Main Street, Spring Valley, New York on Tuesday, August 12, 2014 at 8:00 pm.

Dated: Spring Valley, New York  
July 24, 2014

Village of Spring Valley  
Village Clerk's Office

**BOARD OF TRUSTEES  
SPRING VALLEY, NEW YORK**

The Board of Trustees of the Village of Spring Valley convened in special session pursuant to adjournment of the Special Meeting of August 6, 2014 meeting.

A Roll Call being taken, the following were present and answered to their names:

Demeza Delhomme	Mayor
Anthony Leon	Deputy Mayor <i>absent</i>
Vilair Fonvil	Trustee
Asher Grossman	Trustee
Emilia White	Trustee
Jerrold Miles	Village Attorney
Herby Jean-Charles	Deputy Village Clerk

Trustee Grossman led the assembly in the salute to the flag.

**Mayor's Report**

The Mayor requested approval to go out for Request for Proposal (RFP) for a qualified community based Rockland County, Not for Profit Organization to coordinate and operate educational, social and cultural programs at the Louis Kurtz Civic Center. This request **failed** because there was no motion.

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Referral No. 2059

**RESOLUTION NO. 280 OF 2014  
OPEN PUBLIC PARTICIPATION**

Trustee White offered the following resolution which was seconded by Trustee Grossman and unanimously adopted:

WHEREAS, the public participation portion of the meeting is opened; now, therefore, it is hereby

RESOLVED, that the following person(s) appeared to address the Board and participate in this portion of the meeting.

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Referral No. 2059

**RESOLUTION NO. 281 OF 2014  
CLOSE PUBLIC PARTICIPATION**

Trustee Grossman offered the following resolution which was seconded by Trustee Fonvil and unanimously adopted:

WHEREAS, the Village Board of Trustees closed the public participation portion of the meeting; now, therefore, it is hereby

RESOLVED, that the public participation portion of the meeting is hereby closed.

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Referral No. 2032

**RESOLUTION NO. 282 OF 2014  
APPROVE THE REQUEST TO REFUND THE  
CHURCH OF GOD OF PROPHECY ITS BOND  
FOR USE OF MEMORIAL PARKING LOT**

Trustee Fonvil offered the following resolution which was seconded by Mayor Delhomme and unanimously adopted:

WHEREAS, the Village Clerk requests to refund the Church of God of Prophecy for the bond paid for the use of the Memorial Parking Lot; and

WHEREAS, the cost of the bond for the use of the Memorial Parking Lot is \$5,000.00; and

WHEREAS, such request requires the approval of the Village of Spring Valley Board of Trustees; now, therefore, it is hereby

RESOLVED, that the request to refund the Church of God of Prophecy \$5,000.00 for the bond to use the Memorial Parking Lot is approved.

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Referral No. 2056

**RESOLUTION NO. 283 OF 2014  
APPROVE THE REQUEST TO ACCEPT A  
DONATION FOR SPRING VALLEY DAY**

Mayor Delhomme offered the following resolution, which was seconded by Trustee Fonvil and unanimously adopted:

WHEREAS, the Village Treasurer requests approval to receive \$10,690.00 as donation for Spring Valley Day as of August 7, 2014; and

WHEREAS, the Village Treasurer will be directed to refund to all Village employees any donations made by any employee, with said return being without any repercussions to any employee; and

WHEREAS, such request requires approval by the Village of Spring Valley Board of Trustees; now; therefore, it is hereby

RESOLVED, that the Village Treasurer will receive \$10,690.00 as donation for Spring Valley Day and be directed to refund to all Village employees any donations made by any employee with said return being without any repercussions to any employee.

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Referral No. 2037

**RESOLUTION NO. 284 OF 2014  
APPROVE THE REQUEST OF CHIEF MODICA TO ENTER  
A NEW CONTRACT WITH CONSULTANT ANDREA M. VEY**

Trustee Fonvil offered the following resolution which was seconded by Trustee White and unanimously adopted:

WHEREAS, Chief Modica requests that the Village of Spring Valley enter into a new contract with consultant Andrea M. Vey; and

WHEREAS, Andrea M. Vey will provide Crime Analysis to the Spring Valley Police Department; and

WHEREAS, such request requires 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 request from Chief Modica to enter into a new contact with consultant Andrea M. vey to provide Crime Analysis to the Spring Valley Police Department.

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Referral No. 2043

**RESOLUTION NO. 285 OF 2014  
REQUEST FROM LT. BOSWORTH TO SEND POLICE OFFICER  
POLOWIN AND DETECTIVE SUAREZ TO ATTEND  
ASP BATON INSTRUCTOR TRAINING COURSE**

Trustee White offered the following resolution which was seconded by Trustee Fonvil and unanimously adopted:

WHEREAS, Lieutenant Bosworth requests to send Police Officer Polowin and Detective Suarez to be certified at the ASP Baton Instructor Training Course from October 16 to October 17, 2014 at the cost of \$330.00 each officer; and

WHEREAS, Lieutenant Bosworth also requests approval of three days of lodging, making the total cost \$330.00;and

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

RESOLVED, Lieutenant Bosworth's request to send Officer Polowin and Detective Suarez to be certified at the ASP Baton Instructor Training Course from August 25 to August 27, 2014 and for three days of lodging for a total cost of \$330.00 each officer is hereby approved.

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Referral No. 2043

**RESOLUTION NO. 286 OF 2014  
REQUEST FOR OFFICER POLOWIN, DETECTIVE SUAREZ, SERGEANT  
SCHNAARS AND SERGEANT KORBA TO ATTEND TASER INSTRUCTOR  
SCHOOL TO BE CERTIFIED AND RE-CERTIFIED**

Trustee Fonvil offers the following resolution, which is seconded by Trustee Grossman and unanimously approved:

WHEREAS, Lieutenant Bosworth requests to send Officer Polowin and Detective Suarez to be certified at the Taser Instructor School from October 16 to October 17, 2014 at the cost of \$350.00 each; and

WHEREAS, Lieutenant Bosworth also requests to send Sergeant Schnaars and Sergeant Korba to attend the Taser Instructor School from October 16 to October 17, 2014 at the cost of \$175.00 each for re-certification; and

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

RESOLVED, the request to send Officer Polowin and Detective Suarez to attend Taser Instructor School to be certified at the cost of \$350.00 each and the request to send Sergeant Schnaars and Sergeant Korba to attend the Taser School to be re-certified at \$175.00 each, is hereby approved.

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Referral No. 2043

**RESOLUTION NO. 287 OF 2014  
REQUEST TO SEND JACKENTON LAVALASSE  
AND FRANK YOUNGMAN TO THE NYS FIRE MARSHALS  
AND INSPECTORS ASSOCIATION EDUCATION CONFERENCE**

Trustee Fonvil offers the following resolution, which was seconded by Trustee Grossman and unanimously adopted:

WHEREAS, the Building Department requests to send Jackenton Lavalasse and Frank Youngman to the NYS Fire Marshals and Inspector Association Education Conference for the completion of their 2014, 24 hours NYS In-Service Training from September 2 to September 5, 2014 at the cost of \$350.00 each; and

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WHEREAS, Manny Carmona also requests lodging from September 2 to September 5<sup>th</sup> at the cost of \$94.00 for each inspector plus tolls, gas, meals and incidentals; and

WHEREAS, such requests requires the approval of the Village of Spring Valley Board of Trustees; now, therefore, it is hereby

RESOLVED, the request to send Jackenton Lavalasse and Frank Youngman to the NYS Fire Marshals and Inspector Association Education Conference from September 2 to September 5, 2014 at the cost of \$350.00 each; and the request for lodging at the cost of \$94.00 each plus tolls, gas, meals and incidentals is hereby approved.

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**The next item on the agenda**, to approve the invoice of Michael Burke, Esq. for services rendered in the amount of \$3,300.00 for the Village of Spring Valley **was postponed**.

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**The next item on the agenda**, to approve the Resolution authorizing the payment of legal fees incurred by Mayor Delhomme and the Village Board of Directors in connection with litigation commenced by the Board against the Mayor, **was defeated**.

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Referral No. 2083

**RESOLUTION NO. 288 OF 2014  
REQUEST FROM LAURENCE HOLLAND  
TO REVIEW AND APPROVE A CORRECTED ASSESSMENT**

Trustee Fonvil offered the following resolution, which was seconded by Trustee White and unanimously adopted:

WHEREAS, Laurence Holland requests approval to review and approve a corrected assessment for 26 Summit Avenue; and

WHEREAS, such request requires the approval of the Village of Spring Valley Board of Trustees; now, therefore, it is hereby

RESOLVED, that request that Laurence Holland will review and approve a corrected assessment for 26 Summit Avenue is hereby approved.

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**The next item on the agenda**, request from the property owner of 2 Murin Street, Spring Valley, New York to override the denial of the Tax Assessor's office to grant property tax senior exemption **was postponed**.

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Referral No. 2072

**RESOLUTION NO. 289 OF 2014  
REQUEST FROM THE COURT CLERK TO CALL IN  
COURT REPORTERS DURING JOANNE COZZI'S ABSENCE**

Trustee Fonvil offered the following resolution, which was seconded by Trustee White and unanimously adopted:

WHEREAS, Elsie Cheron, Court Clerk requested the approval to call in other Court reporters while Court reporter Joanne Cozzi is away on vacation; and

WHEREAS, Joanne Cozzi will be away from August 13, 2014 to August 19, 2014; and

WHEREAS, such request requires approval from the Village of Spring Valley Board of Trustees; now, therefore, it is hereby

RESOLVED, that Elsie Cheron's request to call in other Court reports while Court reporter Joanne Cozzi is away on vacation from August 13, 2014 to August 19, 2014, is hereby approved.

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**The next item on the agenda**, to approve the request from Elsie Cheron, Chief Court Clerk to renew the Justice Court's lease agreement with Xerox at a cost of \$215.05 per month for a term of 60 months, **was postponed.**

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Referral No. 2030

**RESOLUTION NO. 290 OF 2014  
APPROVAL OF SECTION 8 ABSTRACT #576**

Trustee White offered the following resolution which was seconded by Trustee Fonvil and unanimously adopted.

WHEREAS, Section 8 has requested the approval of Abstract #576 in the amount of \$648.22; and

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

WHEREAS, Abstract #572 requires the approval of the Village of Spring Valley Board of Trustees; now, therefore, it is hereby

RESOLVED, that Abstract #576 is hereby approved in the amount of \$648.22.

**GENERAL ABSTRACT**

**DATE:** April 23, 2014

<u>Program</u>	<u>Claimant</u>	<u>Amount</u>
5220	Tenant Tracker, Inv. #396337	\$ 110.00
5221	Barrett CPA 07/21/14	\$1,493.05
5222	Nelrod, Payment #177	\$ 199.00
Total Section 8 Program Abstract		\$1,802.05

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Referral No. 2030

**RESOLUTION NO. 291 OF 2014  
APPROVAL OF COMMUNITY  
DEVELOPMENT'S ABSTRACT #1**

Trustee Fonvil offered the following resolution, which was seconded by Trustee Grossman and unanimously adopted:

WHEREAS, the Community Development requests approval of Abstract #1 in the amount of \$21,268.45; and

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

WHEREAS, Abstract #1 requires the approval of the Village of Spring Valley Board of Trustees; now, therefore, it is hereby

RESOLVED that the Village Board of Trustees hereby approves Section 8 Abstract#1 in the amount of \$21,268.45.

**GENERAL ABSTRACT**

<u>Program</u>	<u>Claimant</u>	<u>Amount</u>
Summer Feeding Program	Nu Way Concessionaires	\$16,697.74
	First Baptist Church	\$ 90.00
	Spring Valley Tenant Assoc.	\$ 380.00

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Martin Luther King Center	\$ 280.00
Gesner Gardens	\$ 380.00
First Timothy Christian Church	\$ 190.00
Park Towers	\$ 380.00
Julie-Rapaport	\$ 1,338.75
Sephora Jean-Leger	\$ 1,037.50
Julie Rapaport	\$ 103.60
Sephora Jean-Leger	\$ 10.86
St. Joseph's Church	\$ 380.00
<b>Total</b>	<b><u>\$ 21,268.45</u></b>

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**Trustee Reports**

**Youth & Recreation –Trustee White** *We have the Kurtz Center up and running, we had seventy children all together apply so it was a success, so thank you everybody and thank you Trustees for working together to get it done and helping the children.*

**Fire & Safety-Trustee Grossman-** *I want to stress again that the gear was not part of any bond, and I think if the gear is missing and it's a matter of life and danger, I feel that you should go to your superiors and have them come forward to this board and make a presentation to us so we can address it and I am sure the Board will take action on it. I know that I have expressed it before that fire equipment was not part of any bond.*

**Infrastructure-Deputy Mayor Leon - Absent**

**Economic Development/Community Development-Trustee Fonvil - No Report**

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Referral No. 2025

**RESOLUTION NO. 292 OF 2014  
APPROVE THE RETIREMENT  
OF JEAN PIERRE IN THE  
SECTION 8 DEPARTMENT**

Trustee Fonvil offered the following resolution, which was seconded by Trustee White and unanimously adopted:

WHEREAS, Jean Pierre requests approval of retirement from the Section 8 department ;  
and

WHEREAS, such request requires the approval of the Village of Spring Valley Board of Trustees; now, therefore, it is hereby

RESOLVED, that the request for approval of the retirement of Jean Pierre in the Section 8 department is hereby approved.

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Referral No. 3039

**RESOLUTION NO. 293 OF 2014  
APPROVE THE NEW LABOR RELATIONS  
COUNSEL CONCERNING LABOR RELATIONS  
FOR THE BOARD OF TRUSTEES**

Trustee Grossman offered the following resolution, which was seconded by Trustee Fonvil and unanimously adopted:

WHEREAS, approval is requested for the Village Board of Trustees to retain New Labor Relations Counsel for all matters concerning labor relations issues in the Village of Spring Valley; and

WHEREAS, such request requires the approval of the Village of Spring Valley Board of Trustees; now, therefore, it is hereby

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RESOLVED, the request for the Village Board of Trustees to retain New Labor Relations Counsel for all matters concerning labor relations issues in the Village of Spring Valley is hereby approved.

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Referral No. 2025

**RESOLUTION NO. 294 OF 2014  
APPROVE THE RESIGNATION OF  
BERNARD CHARLES JR, FULL  
TIME, RECREATION ACTIVITIES COORDINATOR**

Trustee White offered the following resolution, which was seconded by Trustee Fonvil and unanimously adopted:

WHEREAS, Bernard Charles Jr requests resignation as full time Recreation Activities Coordinator in the Village of Spring Valley, effective May 15, 2014; and

WHEREAS, such request requires the approval of the Village of Spring Valley Board of Trustees, now; therefore, it is hereby

RESOLVED, that the request for the resignation of Bernard Charles Jr, full time, Recreation Activities Coordinator, effective May 15, 2014, is hereby approved.

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**The next item on the agenda**, to reimburse Tricia Harvey's college tuition pursuant to the CSEA agreement **was postponed**.

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Referral No. 2095

**RESOLUTION NO. 295 OF 2014  
VILLAGE TREASURER TO STOP PAYING  
SEASONAL WORKERS AFTER 130 DAYS OF WORK**

Trustee White offered the following resolution which was seconded by Trustee Fonvil and unanimously adopted:

WHEREAS, it is requested that the Village Treasurer should stop paying seasonal workers after 130 days of work in a calendar year; and

WHEREAS, such request requires the approval of the Village of Spring Valley Board of Trustees; now, therefore, it is hereby

RESOLVED. that the Village Treasurer shall stop paying seasonal workers after 130 days of work in a calendar year.

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Referral No. 2034

**RESOLUTION NO. 296 OF 2014  
REQUEST TO HIRE AIR MEDIC FOR INSPECTION  
OF AIR CONDITIONING UNITS**

Trustee White offered the following resolution, which was seconded by Trustee Fonvil and unanimously adopted:

WHEREAS, it is requested to hire an Air Medic to inspect air conditioning units in the Village of Spring Valley, and

WHEREAS, such request requires the approval of the Village of Spring Valley Board of Trustees; now, therefore, it is hereby

RESOLVED, that the request to hire an Air Medic to inspect air conditioning units in the Village of Spring Valley, is hereby approved.

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Referral No. 2030

**RESOLUTION NO. 297 OF 2014  
VILLAGE TREASURER REQUESTED TO PAY INVOICE  
NUMBER 30756 TO FEERICK, LYNCH  
AND MACCARTNEY, PLLC**

Trustee Grossman offered the following resolution, which was seconded by Trustee Fonvil and unanimously adopted:

WHEREAS, the Village Treasurer requests approval to pay invoice number 30756 in the amount of \$33,299.50 to Feerick, Lynch and MacCartney, PLLC; and

WHEREAS, such request requires the approval of the Village of Spring Valley Board of Trustees; now, therefore, it is hereby

RESOLVED, that the requests for the Village Treasurer to pay invoice number 30756 in the amount of \$33,299.50 to Feerick, Lynch and MacCartney, PLLC, is approved.

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Referral No. 2034

**RESOLUTION NO. 298 OF 2014  
AGREEMENT BETWEEN THE VILLAGE OF SPRING VALLEY  
AND THE UNITED FEDERATION OF POLICE OFFICERS**

Trustee Fonvil offered the following resolution, which was seconded by Mayor Delhomme and unanimously adopted:

WHEREAS, the Spring Valley Police Department requests the approval of the agreement between the Village of Spring Valley and the United Federation of Police Officers, Inc.; and

WHEREAS, such request requires the approval of the Village of Spring Valley Board of Trustees; now, therefore, it is hereby

RESOLVED, that the Agreement between the Village of Spring Valley and the United Federation of Police Officers Inc. is hereby approved.

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**The next item on the agenda**, to approve the request from the Village Treasurer to pay Tabou Combo for their concert performance on Spring Valley Day in the amount of \$5,800 **was postponed.**

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**The next item on the agenda**, to approve the request from the Village Treasurer to pay NuFaze for their concert performance on Spring Valley Day in the amount of \$1,500 **was postponed.**

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**The next item on the agenda**, to approve the request from the Village Treasurer to pay Elegant Events Party Rental for the rental of three Gazebos and two stages for Spring Valley Day in the amount of \$320.00 **was postponed.**

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**The next item on the agenda**, to approve the request from the Village Treasurer to reimburse Kathryn Ball for purchases made for Spring Valley Day in the amount of \$701.38 **was postponed.**

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Referral No. 2034

**RESOLUTION NO. 299 OF 2014  
AGREEMENT FOR THE USE OF UNOCCUPIED TOWN  
OWNED PROPERTY IN ORANGETOWN  
CONNECTION WITH SPRING VALLEY SWAT TRAINING**

Trustee Grossman offered the following resolution, which was seconded by Trustee Fonvil and unanimously adopted:

WHEREAS, the Spring Valley Police Department requests approval of the License Agreement for the Use of Unoccupied Town Owned Property in Connection with Spring Valley SWAT Training and the Town of Orangetown; and

WHEREAS, the aforementioned Agreement is effective August 19, 2014; and

WHEREAS, such request requires the approval of the Village of Spring Valley Board of Trustees; now, therefore, it is hereby

RESOLVED, that the License Agreement for the Use of Unoccupied Town Owned Property in Connection with Spring Valley SWAT Training and the Town of Orangetown, effective August 19, 2014; is hereby approved.

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**The next item on the agenda**, the approval to appoint Yvet Coriolan to the position of Grounds Worker (fulltime) in the Village of Spring Valley at a rate of \$15.57 per hour **was defeated**.

Referral No. 2026

**RESOLUTION NO. 300 OF 2014  
REQUEST TO REINSTATE FRITZ ERNEST  
AS DEPUTY SUPERINTENDENT IN THE  
DEPARTMENT OF PUBLIC WORKS**

Trustee Fonvil offered the following resolution, which was seconded by Trustee White and unanimously adopted:

WHEREAS, a request was made to reinstate Fritz Ernest as Deputy Superintendent in the Department of Public Works, effective immediately; and

WHEREAS, such request requires the approval of the Village of Spring Valley Board of Trustees; now, therefore, it is hereby

RESOLVED, that the request to reinstate Fritz Ernest as Deputy Superintendent in the Department of Public Works, effective immediately is hereby approved.

Referral No. 3039

**RESOLUTION NO. 301 OF 2014  
REQUEST REGARDING KEYLESS ENTRY DEVICE  
FOR THE WILLIAM DARDEN COMMUNITY CENTER**

Trustee Fonvil offered the following resolution, which was seconded by Trustee White and unanimously adopted:

WHEREAS, a keyless entry device is necessary for the William "Bill" Darden Community Center to gain entry to that facility; and

WHEREAS, such request requires the approval of the Village of Spring Valley Board of Trustees; now, therefore, it is hereby

RESOLVED, that the request for a keyless entry device for the William "Bill" Darden Community Center is hereby approved.

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Referral No. 2030

**RESOLUTION NO. 302 OF 2014  
AUTHORIZING PAYMENT OF BILLS  
FOR THE VILLAGE OF SPRING VALLEY**

Trustee Grossman offered the following resolution, which was seconded by Trustee Fonvil and unanimously adopted:

WHEREAS, the Village of Spring Valley through its various departments had made certain expenditures pursuant to the appropriations contained in the Village of Spring Valley 2013/2014 adopted budget; and

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

WHEREAS, such payments 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.

**GENERAL ABSTRACT #2014/10**

Date: August 12, 2014

Amount \$560,709.89

Claim #56031457

Thru 56031815

Referral No. 2030

**RESOLUTION NO. 303 OF 2014  
APPROVAL OF POST AUDIT ABSTRACTS**

Trustee Grossman offered the following resolution which was seconded by Trustee Fonvil and unanimously adopted:

WHEREAS, the Village of Spring Valley through its various departments had made certain expenditures pursuant to the appropriations contained in the Village of Spring Valley 2013/2014 adopted budget; and

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

WHEREAS, such payments 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.

**POST AUDITED GENERAL ABSTRACT # 5**

**DATE:** August 12, 2014

Amount \$1,106,086.67

Claim 56031457 thru 56031611

Amount \$ 625.00

Claim 56031556 thru 56031556

Referral No.2098

**RESOLUTION NO. 304 OF 2014  
MILLAGROS GUZMAN REQUESTS  
FAMILY LEAVE ACT  
INSTEAD OF RESIGNATION**

Trustee Fonvil offered the following resolution, which was seconded by Trustee Grossman and unanimously adopted:

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WHEREAS, Milagros Guzman of Spring Valley Justice Court requests the Board not to accept her resignation, but instead, accept a request for Family Medical Leave (FMLA); and

WHEREAS, such request requires the approval of the Village of Spring Valley Board of Trustees; now, therefore, it is hereby;

RESOLVED, the request of Milagros Guzman for the Board not to accept her resignation, but instead, accept a request for Family Medical Leave is hereby approved.

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**RESOLUTION NO 305 OF 2014  
ADJOURNMENT**

Referral No.3044

Trustee Fonvil offered the following resolution which was seconded by Trustee White and unanimously approved:

RESOLVED, that the meeting of the Village of Spring Valley Board of Trustees is hereby adjourned to Tuesday, August 26, 2014 at eight o'clock in the evening.

Respectfully Submitted:  
Village Clerk's Office

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