

August 25, 2015

**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 25, 2015 at 7:00 pm.

Respectfully Submitted  
Village Clerk's Office

Dated: Spring Valley, New York  
August 13, 2015

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

The Board of Trustees of the Village of Spring Valley convened in regular session pursuant to adjournment of the Meeting of August 11, 2015 meeting.

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

Demeza Delhomme	Mayor
Anthony Leon	Deputy Mayor
Vilair Fonvil	Trustee (Arrived at 7:46 P.M.)
Asher Grossman	Trustee(Absent)
Emilia White	Trustee
Feerick Lynch MacCartney	Special Counsel
Herby Jean-Charles	Deputy Village Clerk

The pledge of allegiance was led by Deputy Mayor Leon

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**Mayor's Report** *No report*

Referral No. 2059

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**RESOLUTION NO. 429 OF 2015  
OPEN PUBLIC PARTICIPTION**

Deputy Mayor Leon offered the following resolution, which was seconded by Trustee White 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.

Referral No. 2037

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**RESOLUTION NO 430 OF 2015  
CLOSE PUBLIC PARTICIPATION**

Trustee Fonvil offered the following resolution, which was seconded by Trustee White 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.

Referral No. 3069

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**RESOLUTION NO. 431 OF 2015  
MOTION TO SUSPEND THE RULES TO MOVE TO  
AGENDA ITEM 13A UNDER UNFINISHED BUSINESS**

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

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WHEREAS, there was a motion made to suspend the rules to move to agenda item 13a under unfinished business; and

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

RESOLVED, the Village Board of Trustees hereby approves the motion to suspend the rules and move to agenda item 13a under unfinished business.

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**The next item on the agenda**, for determination only - whether to grant a special permit to Levy Towers to allow the construction and maintenance of a 124 new multi-family dwelling units above an existing retail shopping center. Mixed-uses are allowed by special permit of the Village Board under § 255-28.K. The Property is located at 208-240 N. Main Street on the south side of Sneden Place approximately, 325 feet east of Route 45 in the Village of Spring, County of Rockland, and is designated on the Town of Ramapo tax map as Section 50.72, block 1, lot 6.1, and Section 50.80, block 1, lot 49; **failed**.

Referral No. 3069

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**RESOLUTION NO. 432 OF 2015  
MOTION TO SUSPEND THE RULES TO MOVE BACK TO  
AGENDA ITEM 6A ON THE AGENDA**

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

WHEREAS, there was a motion made to suspend the rules to move back to agenda item 6a on the agenda; and

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

RESOLVED, the Village Board of Trustees hereby approves the motion to suspend the rules and move back to agenda item 6a on the agenda.

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**RESOLUTION NO. 433 OF 2015  
COURT CLERK'S REQUEST TO UTILIZE  
ALTERNATE COURT REPORTERS**

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

WHEREAS, Elsie Cheron, Village Court clerk, requested approval to utilize the following alternate Court reporters: Anne Dolores, Karen Strauss, Victoria Ayala and Casey Whitmore to cover for Joanne Cozzi when she is out on vacation; 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 of Spring Valley Board of Trustees approve the request to utilize Anne Dolores, Karen Strauss, Victoria Ayala and Casey Whitmore as Court reporters; to cover for Joanne Cozzi when she is out on vacation.

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**The next item on the agenda** Approval to authorize the purchase of police vehicles, in and for the Village of Spring Valley, Rockland County, New York, at a maximum estimated cost of \$200,000.00 and authorizing the issuance of \$200,000.00 serial bonds of said Village to pay the cost thereof; **Was postponed** to the next Village Board Meeting.

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**The next Item on the agenda**, Approval to authorize the issuance of not exceeding \$1,800,000.00 bonds of the Village of Spring Valley, Rockland County, New York, to pay the cost of certain judgments or settled claims resulting from court orders on proceedings brought pursuant to Article 7 of the Real Property tax law. **Was postponed** to the next Village Board Meeting.

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**The next Item on the agenda**, Approval subject to permissive referendum, authorizing the reconstruction of roads throughout and in and for the Village of Spring Valley, Rockland County, New York, at a maximum estimated cost of \$3,000,000.00 and authorizing the issuance of \$3,000,000.00 bonds of said Village to pay the cost thereof. **Was postponed** to the next Village Board Meeting.

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**The next item on the agenda** Approval to pay the invoice and statement of the Law Offices of David Fried, PC for legal services rendered to the Village of Spring Valley in the amount of \$15,589.00; **failed**.

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**The next item on the agenda**, approval to authorize the release of an RFP for Professional Planning Services to be published and advertised; **failed**.

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**The next item on the agenda**, approval to pay an annual membership fee, invoice number 32368, to the United States Conference of Mayors in the amount of \$3,489.00; **failed**.

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**RESOLUTION NO. 434 OF 2015  
APPROVAL OF THE RESOLUTION  
TO ADD NORTHEAST COMMUNITY BANK  
AS AN ADDITIONAL OFFICIAL DEPOSITORY  
FOR THE VILLAGE OF SPRING VALLEY**

Trustee White offered the following resolution, which was seconded by Deputy Mayor Leon and unanimously adopted:

WHEREAS, there is a request to add the Northeast Community Bank as an additional official depository for 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 Village Board of Trustees hereby approves the request to add the Northeast Community Bank as an additional official depository for the Village of Spring Valley.

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**RESOLUTION NO. 435 OF 2015  
APPROVAL TO ACCEPT \$26,000.00  
FROM THE 2015 COMMUNITY DEVELOPMENT BLOCK GRANT  
FOR THE MILLING AND PAVING OF COMMERCE STREET**

Deputy Mayor Leon offered the following resolution, which was seconded Trustee White by and adopted:

WHEREAS, Community Development has requested funding from the 2015 Community Development Block Grant; and

WHEREAS, Community Development has requested the Village of Spring Valley Board of Trustees to accept funding in the amount \$26,000.00 from the 2015 Community Development Block Grant for the Milling and paving of Commerce Street; and

WHEREAS, such request to accept funds requires 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 request from Community Development to accept funds in the amount of \$26,000.00 from the 2015 Community Development Block Grant for the Milling and paving of Commerce Street.

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**RESOLUTION NO. 436 OF 2015  
APPROVAL OF TIME SHEETS  
FOR THE SUMMER FEEDING PROGRAM**

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

WHEREAS, Community Development requests approval of signed vouchers and time sheets for August in the amount of \$3,354.40 for the Summer Feeding Program; and

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

RESOLVED, the request for approval of signed vouchers and time sheets for August in the amount of \$3,354.40 for the Summer Feeding Program is approved.

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**The next item on the agenda**, approve the request from the Village Assessor to authorize and select one bid for preliminary appraisal from two appraisal companies for Hickory House and South Central Plaza. See attached appraisal bids from Beckmann and Valuation Plus; **failed**.

**RESOLUTION NO. 437 OF 2015  
AUTHORIZING PAYMENT OF BILLS  
FOR THE VILLAGE OF SPRING VALLEY  
(APPROVAL OF ABSTRACTS)**

Deputy Mayor Leon 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 2015/2016 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.

**APPROVAL OF ABSTRACTS**

**DATE:** August 25, 2015

**GENERAL ABSTRACT #2015/12**

Amount \$145,060.96 Claim #56035189 thru #56035335

**SPRING VALLEY DAY ABSTRACT #2015/S1**

Amount \$4,325.00 Claim #56035336 thru #56035337

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**RESOLUTION NO. 438 OF 2015  
AUTHORIZING PAYMENT OF BILLS  
FOR THE VILLAGE OF SPRING VALLEY  
(POST AUDIT ABSTRACTS)**

Deputy Mayor Leon 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 2015/2016 budget; and

WHEREAS, Mayor Demeza 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.

**APPROVAL OF POST AUDIT GENERAL ABSTRACTS**

**DATE:** August 25, 2015

**POST AUDITED GENERAL ABSTRACT #2015/6**

Amount \$1,233,565.19 Claim #56035195 thru #56035294

**APPROVAL OF POST AUDIT TRUST AGENCY ABSTRACTS**

**DATE:** August 25, 2015

**POST AUDITED TRUST AGENCY ABSTRACT#2015/T2**

Amount \$15,833.00 Claim #56035132 thru #56035227

**RESOLUTION NO. 439 OF 2015  
APPROVAL OF  
SECTION 8 ABSTRACT # 597**

Trustee Fonvil offered the following resolution, which was seconded by Mayor Delhomme 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 of 2015 adopted budget; and

WHEREAS, Mayor Demeza 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 requires 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 authorize the Treasurer of the Village of Spring Valley to pay such bills.

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<u>SECTION 8 PROGRAM</u>	<u>CLAIMANT</u>	<u>AMOUNT</u>
5300	Tenant Tracker, Inv. #420230	\$10.00
5301	Nelrod Payment. #190	\$199.00
5302	Cornerstone, Inv. #3668286	\$45.55
5303	Deluxe, Inv. # 2034765527	\$482.07
5304	CDW Government, Inv. # VW11608	\$23.20
<b>Total Section 8 Program Abstract for Village Board Approval</b>		<b>\$759.82</b>

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**Trustee reports**

**Youth and Recreation- Trustee White – No Report**

**Fire and Safety- Trustee Grossman- Absent.**

**Infrastructure-Deputy Mayor Leon-** *Deputy Mayor Leon stated that he wanted to discuss agenda items 7a, 7b, and 7c and the reason for postponement. He expressed his concerns regarding the interest rate that would have to be paid. He also stated to the Board that they have to be very careful, with the interest rate in the long run because it could end up costing the tax payers a lot of money.*

**Economic Development/Community Development- Trustee Fonvil- No report.**

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**RESOLUTION NO. 440 OF 2015  
APPROVAL TO EXCUSE THE RETURN OF  
CERTAIN VILLAGE ITEMS HAVING DE MINIMUS VALUE  
AND AUTHORIZING THE RELEASE OF MR. JEAN CADET’S SALARY  
AND RETIREMENT PRIVILEGES.**

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

WHEREAS, the Village Board for the Village of Spring Valley, New York (“Village Board”) has the power to overrule employee requirements upon retirement; and

WHEREAS, the Village Board recognizes that Jean Cadet faithfully and dutifully served the Village of Spring Valley for over 29 years and retired on June 30, 2015; and

WHEREAS, the Village regulations require all retiring employees to return items distributed to them for the purposes of performing their job, including certain items of personal property; and

WHEREAS, Jean Cadet is believed to have been provided with certain items of personal property having a de minimus value still outstanding and referenced in his personnel records that remain unaccounted for by the Village; and

WHEREAS, the Village Board finds, in light of Jean Cadet’s faithful and diligent service to the Village over more than 29 years, that it is not Mr. Cadet’s responsibility to account for the missing property; and

WHEREAS, the Village Board wishes to undertake appropriate action with regard to the foregoing, it hereby directs the Maintenance Supervisor I, Bobby Johnson, to immediately execute the “Exit Form”, as well as any other required documents, pursuant to Village regulations, to allow the Treasurer to expeditiously release Mr. Cadet’s retirement benefits together with any and all unpaid salary for work performed.

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

Section 1. The Village hereby ratifies and affirms each and every "Whereas" paragraph above as though set forth in full herein.

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Section 2. The items of personal property having a de minimus value that remain unaccounted for are hereby excused, Mr. Cadet is no longer required to produce them, and Mr. Cadet's salary and retirement privileges are released.

Section 3. This Resolution shall take effect immediately.

Referral No. 3044

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**RESOLUTION NO. 441 OF 2015  
ADJOURNMENT**

Deputy Mayor Leon offered the following resolution, which was seconded by Trustee Grossman and unanimously adopted:

WHEREAS, there were no further discussions to be heard; now, therefore, it is hereby

RESOLVED, that the meeting of the Village of Spring Valley Board of Trustees is hereby adjourned to Tuesday, September 8, 2015 at seven o'clock in the evening.

**In Memory of**

**Former Planning Board Chairman Lorenzo Garner's Wife.**

**Sean Calahan, who lost his battle with cancer.**

**In Celebration of**

**Betsie Walker's Birthday and Mildred Maynors's Birthday tomorrow.**

Respectfully submitted

Village Clerk's Office