

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, January 28, 2014 at 8:00 pm.

Kathryn H. Ball
Village Clerk

Dated: Spring Valley, New York
January 21, 2014

**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 Special Meeting of January 20, 2014 meeting.

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

Demeza Delhomme	Mayor
Vilair Fonvil	Trustee
Anthony Leon	Trustee
Emilia White	Trustee
Asher Grossman	Trustee (absent)
Jerrold Miles	Village Attorney
Kathryn H. Ball	Village Clerk

Trustee Leon led the assembly in the salute to the flag

Referral No. 2059

**RESOLUTION NO. 32 OF 2014
OPEN PUBLIC PARTICIPATION**

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

WHEREAS, the public participation portion of the meeting is opened; and, 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. 2059

**RESOLUTION NO. 33 OF 2014
CLOSE PUBLIC PARTICIPATION**

Trustee Leon 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.

The next item on the agenda, approval to appoint Orliche Simelus to the position of Grounds Worker (Seasonal) in the Department of Public Works for 130 days at a rate of \$15.57 per hour **was defeated.**

Roll Call Vote:

Ayes: Mayor Delhomme, Trustee Leon

Nays: 0

Abstain: Trustee White, Trustee Fonvil

Absent: Trustee Grossman

Referral No. 2032

**RESOLUTION NO 34 OF 2014
APPROVAL TO REIMBURSE FRIENDS OF
ALAN M. SIMON FOR A TEMPORARY
POLITICAL SIGN PERMIT DEPOSIT**

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

WHEREAS, the Village Clerk Department has requested approval to reimburse Friends of Alan M. Simon \$100.00 for a Temporary Political sign permit deposit; and

WHEREAS, it is necessary for the Village of Spring Valley Board of Trustees to approve the reimbursement of Friends of Alan M. Simon; now, therefore, it is hereby

RESOLVED, that the Village of Spring Valley Board of Trustees approves the reimbursement of Friends of Alan M. Simon a \$100.00 deposit, for a Temporary Political Sign Permit. All signs have been removed in accordance with Sub-Part G of the Local Laws of the Village of Spring Valley.

Referral No. 2030

**RESOLUTION NO. 35 OF 2014
AUTHORIZING PAYMENT OF BILLS
FOR THE VILLAGE OF SPRING VALLEY
(APPROVAL OF ABSTRACTS)**

Trustee Leon 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; 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: January 27, 2014

GENERAL ABSTRACT #2014/33

Amount \$ 451,044.59 Claim# 56029670 thru 56029870

**RESOLUTION NO. 36 OF 2014
AUTHORIZING PAYMENT OF BILLS
FOR THE VILLAGE OF SPRING VALLEY
(APPROVAL OF POST AUDIT)**

Trustee Leon 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; 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 ABSTRACTS #2014/12

DATE: January 27, 2014

Amount \$ 526,657.33 Claim# 56029781 thru 56029810

**RESOLUTION NO. 37 OF 2014
SET DATE FOR PUBLIC HEARING
WHETHER TO ISSUE A SPECIAL PERMIT
TO 87 UNION ROAD TO ALLOW THE ADDITION
TO A TWO FAMILY DWELLING
WITHIN THE FLOODPLAIN OVERLAY DISTRICT**

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

WHEREAS, it is necessary for the Village of Spring Valley Board of Trustees to set a date for a Public Hearing whether to issue a special permit to 87 Union Road to allow the addition to a two family dwelling within the Floodplain Overlay District; now, therefore, it is hereby

RESOLVED, that a Public Hearing before the Village of Spring Valley Board of Trustees is set for Tuesday, February 11, 2014 at 8:00 pm, whether to issue a special permit to 87 Union Road to allow the addition to a two family dwelling within the Floodplain Overlay District.

**RESOLUTION NO. 38 OF 2014
SET DATE FOR PUBLIC HEARING
WHETHER TO ISSUE A SPECIAL PERMIT TO
66 FRANCIS PLACE TO ALLOW THE ADDITION
AND CONVERSION OF A SINGLE FAMILY TO
A TWO FAMILY DWELLING WITHIN THE
FLOODPLAIN OVERLAY DISTRICT**

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

WHEREAS, it is necessary for the Village of Spring Valley Board of Trustees to set a date for a Public Hearing for a special permit to 66 Francis Place to allow the addition and conversion of a single family to a two family dwelling within the floodplain overlay district; now, therefore, it is hereby

RESOLVED, that a Public Hearing before the Village of Spring Valley Board of Trustees is set for Tuesday, February 11, 2014 at 8:00 pm, for a special permit to 66 Francis Place to allow the addition and conversion of a single family to a two family dwelling within the floodplain overlay district.

Referral No. 2033

**RESOLUTION NO. 39 OF 2014
SET DATE FOR PUBLIC HEARING
WHETHER TO GRANT AN AMENDED SITE PLAN APPROVAL
TO 135 MAPLE AVE. TO ALLOW THE CONSTRUCTING OF AN
ADDITIONAL PARKING LOT**

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

WHEREAS, it is necessary for the Village of Spring Valley Board of Trustees to set a date for a Public Hearing whether to grant an amended site plan approval to 135 Maple Avenue to allow the constructing of an additional parking lot; now, therefore, it is hereby

RESOLVED, that a Public Hearing before the Village of Spring Valley Board of Trustees is set for Tuesday, February 25, 2014 at 8:00 pm, whether to grant an amended site plan approval to 135 Maple Avenue to allow the constructing of an additional parking lot.

Referral No. 2033

**RESOLUTION NO. 40 OF 2014
SET DATE FOR PUBLIC HEARING
WHETHER TO ISSUE A SPECIAL PERMIT
TO 34 NORTH MYRTLE AVE. TO ALLOW THE CONVERSION OF AN
EXISTING TWO-STORY GARAGE, INTO TWO DWELLING UNITS**

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

WHEREAS, it is necessary for the Village of Spring Valley Board of Trustees to set a date for a Public Hearing whether to issue a special permit to 34 North Myrtle Avenue to allow the conversion of an existing two-story garage, into two dwelling units; now, therefore, it is hereby

RESOLVED, that a Public Hearing before the Village of Spring Valley Board of Trustees is set for Tuesday, February 25, 2014 at 8:00 pm, whether to issue a special permit to 34 North Myrtle Avenue to allow the conversion of an existing two-story garage, into two dwelling units.

The next item on the agenda, a Public Hearing to obtain Public Comment and Input on 2014 Community Development Block Grant Funding was unanimously tabled to the end of the meeting.

This item was moved by Trustee Leon and seconded by Trustee White.

The next item on the agenda, approval of the 2014 CDBG Program Funding and Process was unanimously tabled to the end of the meeting.

This item was moved by Trustee Leon and seconded by Trustee White.

Referral No. 2032

**RESOLUTION NO 41 OF 2014
APPROVAL TO REIMBURSE GIBRALATAR ABSTRACT CORP.
FOR A VIOLATION SEARCH THAT IS NO LONGER REQUIRED**

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

WHEREAS, the Building Inspector has requested approval to reimburse Gibraltar Abstract Corp. in the amount of \$100.00 for a violation search that is no longer required; and

WHEREAS, it is necessary for the Village of Spring Valley Board of Trustees to approve the reimbursement of \$100.00; now, therefore, it is hereby

RESOLVED, that the Village of Spring Valley Board of Trustees approves the reimbursement of Gibraltar Abstract Corp. in the amount of \$100.00 for a violation search that is no longer required.

Referral No. 3067/2037

**RESOLUTION NO. 42 OF 2014
APPROVAL OF REQUEST TO INDEMNIFY
THE VILLAGE OF SPRING VALLEY OR ANY POLICE OFFICERS
WHO MAY BE SUED IN THE EVENT OF A VERDICT AGAINST
THE VILLAGE OF SPRING VALLEY AND POLICE OFFICER
MATTHEW GALLI IN THE CASE OF SHANDLEY DARDIGNAC**

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

WHEREAS, there is a request that the Village Board of the Village of Spring Valley, Police Officer Matthew Galli and any other Village of Spring Valley Police Officer be defended in the case of Shandley Dardignac; and

WHEREAS, the Village Board of the Village of Spring Valley, the Village of Spring Valley Police Officer Matthew Galli and any other Village of Spring Valley Police Officer be indemnified in the case of Shandley Dardignac; and

WHEREAS, it is necessary for the Village of Spring Valley Board of Trustees to approve the request; now, therefore, it is hereby

RESOLVED, that the Village Board of Trustees approve the request to indemnify and defend the Village of Spring Valley, the Village of Spring Valley Police Officer Matthew Galli and any other Police Officer in the case of Shandley Dardignac.

The next item on the agenda, approve the request from the Legal Department to rescind Resolution No. 662 of 2011 to approve the request for the Village of Spring Valley to purchase from the County of Rockland 11-13 Lafayette Street, Spring Valley, New York 10977. Property Owner will pay the Village \$4,000.00 for the recession was pulled.

**RESOLUTION NO. 43 OF 2014
APPROVE THE REQUEST TO ENTER INTO
A CONTRACT WITH ZAMBELLI FIREWORKS FOR
FOR THE FOURTH OF JULY AND SPRING
VALLEY DAY FIREWORKS DISPLAY**

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

WHEREAS, the Legal Department request to enter in to a contract with Zambelli Fireworks Manufacturing Co. for the Fourth of July and Spring Valley Day Fireworks Displays,

WHEREAS, the Board of Trustees of the Village of Spring Valley needs to approve the contract with Zambelli Fireworks Manufacturing Co. for the Fourth of July and Spring Valley Day Fireworks Display; now, therefore it is hereby

RESOLVED, that the Village Board of Trustees of the Village of Spring Valley shall enter into a contract with Zambelli Fireworks Manufacturing Co. for the Fourth of July and Spring Valley Day Fireworks effective January 22, 2014.

**RESOLUTION NO. 44 OF 2014
APPROVAL OF ABSTRACT #569
SECTION 8**

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

WHEREAS, the Village of Spring Valley Section 8 Department had made certain expenditures; 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 Section 8 Department totaling \$423.00, set forth below and authorizes the Treasurer of the Village of Spring Valley to pay such bills.

<u>Program</u>	<u>Claimant</u>	<u>Amount</u>
5205	Tenant Tracker, Inv.# 21098762	\$25.00
5206	The Nelrod Company, Payment # 170 & 171	\$398.00
Total Section 8 Program Abstract for Village Board Approval		\$423.00

Trustee Reports

Youth & Recreation- Trustee White – *No Report*

Fire & Safety – Trustee Grossman - *Absent*

Infrastructure – Trustee Leon – *We had a lot of snow that brought a lot of controversy in the community last week. Thank God we were both on board with it. It was also the first time I was*

ever on the truck, with Deputy Superintendent of Public Works, and it was a tough job, very hard to move the snow. Unfortunately there was a lack of communication between the Mayor and the DPW Supervisors, which brought chaos, and we found out that the Newspapers came into the Village, Channel Seven, Channel Twelve, and the Journal News, and I believe the Mayor had a press conference with them, I don't know how it went but you can be the judge of that for yourself. The main point is that we found the best way to remove the snow, and make the Village more accessible for the people that are living here. Like I said before that is why we need people, we need Grounds Workers at the DPW, because without the manpower the job cannot get done properly. As the Infrastructure Liaison I am very concerned about that, we need our parks to be cleaned. That is why I am urging the Board to reconsider the appointments that the Mayor put before us. As you know we are in a dilemma right now with the Village not being clean enough based on certain people and with all the potholes, they are very dangerous for all cars and we don't want any bad accidents to occur in the Village. That is why we need to hire the manpower to get the job done.

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

The next item on the agenda, approve the request from the Legal Department, to enter into a contract with Wilson, Elser, Moskowitz, Edelman & Dicker LLP for the handling of Government Affairs/Lobbyists at \$50,000 per annum, which would be paid quarterly **was pulled.**

The item above was moved by Trustee Leon and seconded by Mayor Delhomme.

The next item on the agenda, approval to appoint Gerson Darius to the position of grounds worker (seasonal) in the Department of Public Works for 130 days at a rate of \$15.57 per hour **was defeated.**

The above item was moved by Trustee Leon and seconded by Mayor Delhomme.

Roll Call Vote:

Ayes: Mayor Delhomme, Trustee Leon

Nays: Trustee White, Trustee Fonvil

Absent: Trustee Grossman

The next item on the agenda, approval to classify the position of Purchasing Supervisor, pending approval from Rockland County Personnel **was defeated.**

The above item was moved by Trustee Leon and seconded by Mayor Delhomme.

Roll Call Vote:

Ayes: Mayor Delhomme, Trustee Leon

Nays: Trustee White, Trustee Fonvil

Absent: Trustee Grossman

The next item on the agenda, approval to appoint Lorraine Inzar to the position of Purchasing Supervisor, provisionally, pending approval from Rockland County Personnel, effective January 14, 2014 **was defeated with no effort.**

The next item on the agenda, approval to create a new title within the Building Department, title pending Classification from Rockland County Personnel **was defeated.**

The above item was moved by Trustee Leon and seconded by Mayor Delhomme.

Roll Call Vote:

Ayes: Mayor Delhomme, Trustee Leon

Nays: Trustee White, Trustee Fonvil

Absent: Trustee Grossman

The next item on the agenda, approval to create a new title which would provide oversight to the Building Department and the Department of Public Works, Title pending Classification from Rockland County Personnel **was defeated**.

The above item was moved by Trustee Leon and seconded by Mayor Delhomme.

Roll Call Vote:

Ayes: Mayor Delhomme, Trustee Leon

Nays: Trustee White, Trustee Fonvil

Absent: Trustee Grossman

The next item on the agenda, approval to classify four new Grounds Worker seasonal positions, within the Department of Public Works, pending approval from Rockland County Personnel **was defeated**.

The above item was moved by Trustee Leon and seconded by Mayor Delhomme.

Roll Call Vote:

Ayes: Mayor Delhomme, Trustee Leon

Nays: Trustee White, Trustee Fonvil

Absent: Trustee Grossman

The next item on the agenda, approval to appoint Raymond Canario to the position of Fire Inspector full time, provisionally pending approval from Rockland County Personnel **was defeated**.

The above item was moved by Trustee Leon and seconded by Mayor Delhomme.

Roll Call Vote:

Ayes: Mayor Delhomme, Trustee Leon

Nays: Trustee White, Trustee Fonvil

Absent: Trustee Grossman

Referral No. 2001

**RESOLUTION NO. 45 OF 2014
APPROVE THE APPOINTMENT OF JACKENTON
LAVALASSE TO THE POSITION OF ASSISTANT
BUILDING INSPECTOR (FRENCH/CREOLE SPEAKING)
IN THE VILLAGE OF SPRING VALLEY**

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

WHEREAS, request for approval of the appointment of Jackenton Lavalasse to the position of Assistant Building Inspector (French/Creole Speaking) fulltime in the Village of Spring Valley; and

WHEREAS, such appointment 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 appointment of Jackenton Lavalasse to the position of Assistant Building Inspector in the Building Department in the Village of Spring Valley, at a salary of \$21.99 per hour effective January 14, 2014.

The next item on the agenda, approval to appoint Ebony Thompson to the position of Recreation Director One, provisionally pending approval from Rockland County Personnel **was defeated**.

The above item was moved by Mayor Delhomme and it was never seconded.

The next item on the agenda, approve the request of refund for PNL Phoenix LLC 39 South Main Street in the amount of \$7,418 for the Tax Years 2012 through 2013, subject to a review by the treasurer **was defeated.**

The above item was moved by Trustee Leon and was seconded by Mayor Delhomme.

Roll Call Vote:

Ayes: Mayor Delhomme, Trustee Leon

Nays: 0

Abstain: Trustee White, Trustee Fonvil

Absent: Trustee Grossman

The next item on the agenda, rescinding the approval of refund for Tudor House Apartments 2-10 Division Avenue in the amount of \$14,827, the new amount of the requested refund should be \$18,803, corrected as attached **was defeated.**

The above item was moved by Trustee Leon and was seconded by Mayor Delhomme.

Roll Call Vote:

Ayes: Mayor Delhomme, Trustee Leon

Nays: Trustee Fonvil

Abstain: Trustee White

Absent: Trustee Grossman

Referral No. 2092

**RESOLUTION NO. 46 OF 2014
APPROVAL OF THE RECOMMENDATION OF THE
SPRING VALLEY POLICE DEPARTMENT TO DENY
THE REQUEST FOR A LIQUOR LICENSE FILED FOR
JOHN GILLESPIE FOR LUCCERO PIZZA RESTAURANT**

Trustee Leon offered the following resolution, which was seconded by Mayor Delhomme and adopted.

WHEREAS, the Spring Valley Police Department has given their recommendation on the liquor license application filed by John Gillespie for Luccero Pizza Restaurant located at 180 E. Central Ave., Spring Valley, NY; and

WHEREAS, the Police Department recommends that the Village Board deny this request at this time; and

WHEREAS, the recommendation is based upon the already saturated area with similar alcohol selling establishments, the crime density in the proposed area; and

WHEREAS, it is necessary for the Village Board of Trustees to approve the request to deny a liquor license in the Village of Spring Valley; now, therefore, it is hereby

RESOLVED, that the Village Board of Trustees of the Village of Spring Valley approves the recommendation from the Village of Spring Valley Police to deny the liquor license filed by John Gillespie for the Luccero Pizza Restaurant located at 180 E. Central Ave, Spring Valley, NY.

The next item on the agenda, approve to appoint Judeline Tamar Rouzard, Esq. to the position of Deputy Village Attorney effective January 28, 2014 **was unanimously tabled.**

The above item was moved by Trustee Leon and seconded by Trustee White.

**RESOLUTION NO. 47 OF 2014
ADJOURNMENT**

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

RESOLVED, that the meeting of the Village of Spring Valley Board of Trustee is hereby adjourned to Tuesday, February 11, 2014 at 8 o'clock in the evening.

Respectfully Submitted:
Village Clerk's Office

**RESOLUTION NO. 48 OF 2014
REOPEN THE VILLAGE BOARD MEETING
OF JANUARY 28, 2014**

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

WHEREAS, The Village of Spring Valley Board of Trustees requested to reopen the Village Board meeting of January 28, 2014 after it had adjourned; now, therefore, it is hereby

RESOLVED, that the Village of Spring Valley Board of Trustees shall reopen the January 28, 2014 Village Board Meeting to conduct further business.

Referral No. 2050

**RESOLUTION NO. 49 OF 2014
OPEN PUBLIC HEARING
VILLAGE OF SPRING VALLEY
2014 COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING**

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

WHEREAS, the public hearing portion of the meeting is opened; and, therefore, it is hereby

RESOLVED, that the public hearing on the Village of Spring Valley 2014 Community Development Block Grant Funding, is hereby open.

Referral No. 3037

**RESOLUTION 50 OF 2014
APPROVAL OF THE REQUEST TO
TO ACCEPT THE 2014 COMMUNITY DEVELOPMENT BLOCK GRANT**

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

WHEREAS, the Department of Housing and Community Development has been involved in the 2014 CDBG Program funding process; and

WHEREAS, to date, the following activities that are required by the U.S. Department of Housing and Urban Development, have been undertaken, so that the Village is in full compliance with all rules and regulations: appointment of 2014 Community Development Advisory Council (CDAC); held two CDAC meetings; wrote and distributed minutes of CDAC meetings held; reviewed public service applications received from Community-Based organizations; developed and held a Public Hearing; and

WHEREAS, Mayor Delhomme is recommending that Village Board approve and submit requests for 2014 CDBG funding to the Rockland County Office of Community Development for Village of Spring Valley Curbs and Sidewalks project, \$150,000; and

WHEREAS, Mayor Delhomme is authorized to sign the Consortium Member Certifications for local Community-Based Organizations applying for 2014 CDBG Public Service Projects, and

WHEREAS, such requests 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 recommendation from Mayor Demeza Delhomme to approve and submit requests for 2014 CDBG funding to the Rockland County Office of Community Development for the Village of Spring Valley.

**RESOLUTION NO. 51 OF 2014
ADJOURNMENT**

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

RESOLVED, that the meeting of the Village of Spring Valley Board of Trustee is hereby adjourned to Tuesday, February 11, 2014 at 8 o'clock in the evening.

Respectfully Submitted:
Village Clerk's Office
