

September 8, 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, September 8, 2015 at 7:00 pm.

Village of Spring Valley
Village Clerk's Office

Dated: Spring Valley, New York
August 26, 2015

**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 25, 2015 meeting.

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

| | |
|--------------------------|-------------------------------------|
| Demeza Delhomme | Mayor |
| Anthony Leon | Deputy Mayor (Absent) |
| Vilair Fonvil | Trustee (Arrived late at 8:09 P.M.) |
| Asher Grossman | Trustee |
| Emilia White | Trustee |
| Feerick Lynch MacCartney | Special Counsel |
| Herby Jean-Charles | Deputy Village Clerk |

The pledge of allegiance was led by Trustee White

Mayor's Report *No report*

Referral No. 2059

**RESOLUTION NO. 442 OF 2015
OPEN PUBLIC PARTICIPTION**

Trustee Grossman 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

**RESOLUTION NO 443 OF 2015
CLOSE PUBLIC PARTICIPATION**

Trustee Grossman 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 create a Part time Fire Safety Inspector position within the Building Department pending approval from Rockland County Department of Personnel; **failed.**

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**RESOLUTION NO. 444 OF 2015
APPROVAL TO CREATE TWO POSITIONS
WITHIN THE TREASURY DEPARTMENT,
TITLE TO BE DETERMINED
BY ROCKLAND COUNTY DEPARTMENT OF PERSONNEL**

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

WHEREAS, Mayor Delhomme has requested to create two positions within the Treasury 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 Village of Spring Valley Board of Trustees hereby approves the request from Mayor Delhomme to create two positions within the Treasury Department, title to be determined by Rockland County Department of Personnel.

The next item on the agenda, Approval to pay invoice number 22285 to Burke, Miele & Golden, LLP for professional services rendered in reference to response to Criminal Federal Grand Jury subpoena in the amount of \$3,760.00. **failed.**

Referral No. 2030

**RESOLUTION NO. 445 OF 2015
REQUEST TO PAY INVOICE NUMBER 32645
TO FEERICK LYNCH, MACCARTNEY, PLLC
FOR LEGAL SERVICES RENDERED**

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

WHEREAS, the Legal Department requests approval to pay invoice number 32645 to Feerick Lynch MacCartney PLLC for legal services rendered to the Village of Spring Valley in the amount of \$11,600.00; 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 pay invoice number 32645 to Feerick Lynch MacCartney in the amount of \$11,600.00.is hereby approved.

Referral No. 2030

**RESOLUTION NO. 446 OF 2015
REQUEST TO PAY INVOICE NUMBER 32648
TO FEERICK LYNCH, MACCARTNEY, PLLC
FOR LEGAL SERVICES RENDERED**

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

WHEREAS, the Legal Department requests approval to pay invoice number 32648 to Feerick Lynch MacCartney PLLC for legal services rendered to the Village of Spring Valley in the amount of \$3,892.50; 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 pay invoice number 32648 to Feerick Lynch MacCartney in the amount of \$3,892.50.is hereby approved.

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**RESOLUTION NO. 447 OF 2015
APPROVAL TO GO OUT TO BID FOR
THE INSTALLATION OF A NEW INTEGRATED COMPUTER SYSTEM**

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

WHEREAS, there was a request made to go out to bid for the installation of a new integrated computer system, with new servers, software and new workstations; and

WHEREAS, authorization is needed to go out for bid; and

WHEREAS, the 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 approves the request to go out to bid for the installation of a new integrated computer system, with new servers, software and new workstations

**RESOLUTION NO. 448 OF 2015
APPROVAL TO ALLOW DIANDE LAPLANTE
TO TAPE THE 9/11 MEMORIAL CEREMONY
ON SEPTEMBER 11, 2015**

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

WHEREAS, there was a request made to allow Diande Laplante, to tape the 9/11 Ceremony of September 11, 2015 at the same price he gets paid for the regular Village Board Meetings in the amount of \$75.00; and

WHEREAS, the 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 approves the request to allow Diande Laplante, to tape the 9/11 Ceremony of September 11, 2015 at the same price he gets paid for the regular Village Board Meetings in the amount of \$75.00.

The next Item on the agenda, Approval to pay the Little Angel's Day Care judgment in excess of \$500,000.00. Was postponed to the next Village Board Meeting.

**RESOLUTION NO. 449 OF 2015
APPROVAL OF THE RESOLUTION
REGARDING THE MAILING OF TAX BILLS
WHEN THERE HAS BEEN A CHANGE TO THE PROPERTY ASSESSMENT**

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

WHEREAS, the Village of Spring Valley Board of Trustees ("Village Board") in the course of municipal government from time to time is required to take action to promote the best interest of Spring Valley residents; and

WHEREAS, the Village Board recognizes that certain owners of property in the Village of Spring Valley ("Village") at times may credibly advise of not having received notice of the tax assessment or bill from the Village concerning changes to the tax assessment; and

WHEREAS, the Village Board desires to provide that proper notices are sent to all owners of property in the Village concerning changes to the tax assessment so tax bills are duly received by the property owner and tax payments collected; now, therefore, it is hereby

RESOLVED, by the Board of Trustees as follows:

Section1. The Village hereby ratifies and affirms each and every "Whereas" paragraph above as though set forth in full herein.

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Section2. The Village Board hereby directs the Village Assessor to send all Village Assessor notifications in circumstances where there has been a change to the property assessment to the property owner of record with proof of mailing.

Section3. This Resolution shall take effect immediately.

**RESOLUTION NO. 450 OF 2015
APPROVAL OF THE RESOLUTION
TO REIMBURSE BARBARA HOPP OF 28 PAIKEN DRIVE
IN THE AMOUNT OF \$2,161.53
FOR A SENIOR EXEMPTION DUE TO MEDICAL CONDITIONS**

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

WHEREAS, the Village Assessor is requesting to reimburse Ms. Barbara Hopp, of 28 Paiken Drive in the amount of \$2, 161.53 for a Senior Exemption; and

WHEREAS, this request is being made due to Ms. Barbara Hopp, being hospitalized and unable to file the paperwork in time resulting in her having to pay the full amount in property taxes; and

WHEREAS, the 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 approves the request to reimburse Ms. Barbara Hopp, of 28 Paiken Drive in the amount of \$2, 161.53 for a Senior Exemption due to Ms. Barbara Hopp, being hospitalized and unable to file the paperwork in time resulting in her having to pay the full amount in property taxes.

The next item on the agenda, approval to accept the Bellavista proposal to install curbs and sidewalks on Crispus Attucks Street in the amount of \$4,500.00, failed.

**RESOLUTION NO. 451 OF 2015
APPROVAL OF THE REQUEST FROM
MATTHEW JONES COMMUNITY DEVELOPMENT SPECIALIST
TO AUTHORIZE MAYOR DELHOMME TO SIGN CONTRACTS IN REGARDS
TO REIMBURSEMENT FORMONEY SPENT AT
MEMORIAL PARK BABBIN COURT TOT LOT AND KENNEDY PARK TRAILS**

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

WHEREAS, Matthew Jones, Community Development Specialist is requesting permission from the Village Board of Trustees to authorize the current Mayor, (Mayor Delhomme) to sign contracts from the New York State Parks, Recreation and Historic Preservation Office in connection with reimbursement for money spent at Memorial Park, Babbins Court tot lot, and Kennedy Park Trails; and

WHEREAS, the 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 approves the request from Matthew Jones, Community Development Specialist to authorize the current Mayor, (Mayor Delhomme) to sign contracts from the New York State Parks, Recreation and Historic Preservation Office in connection with reimbursement for money spent at Memorial Park, Babbins Court tot lot, and Kennedy Park Trails.

**RESOLUTION NO. 452 OF 2015
AUTHORIZING PAYMENT OF BILLS
FOR THE VILLAGE OF SPRING VALLEY
(APPROVAL OF ABSTRACTS)**

Trustee White 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 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: September 8, 2015

GENERAL ABSTRACT #2015/14

Amount \$117,360.80 Claim #56035356 thru #56035481

**RESOLUTION NO. 453 OF 2015
AUTHORIZING PAYMENT OF BILLS
FOR THE VILLAGE OF SPRING VALLEY
(POST AUDIT ABSTRACTS)**

Trustee White 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 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: September 8, 2015

POST AUDITED GENERAL ABSTRACT #2015/7

Amount \$532,168.60 Claim #56035338 thru #5603355

**RESOLUTION NO. 454 OF 2015
APPROVAL OF
SECTION 8 ABSTRACT # 598**

Trustee White 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 authorizes the Treasurer of the Village of Spring Valley to pay such bills.

| <u>SECTION 8 PROGRAM</u> | <u>CLAIMANT</u> | <u>AMOUNT</u> |
|--------------------------|---------------------------|---------------|
| 5305 | Ever Bank, Inv. # 3317170 | \$364.23 |

The next Item on the agenda, Approve the request from Court Clerk, Elsie Cheron, to add an additional \$4,000.00 to the court budget for translators to cover the rest of the 2015/2016 fiscal year since the County will no longer pay for Court Translators on civil matters. **Was postponed** to the next Village Board Meeting.

Trustee reports

Youth and Recreation- Trustee White – No Report

Fire and Safety- Trustee Grossman- Chief Modica is here from the Police Department and he is going to present his report from the Police Department, as part of fire and safety. Chief Modica presented his report from the Police Department to the Board of Trustees and the community.

Infrastructure-Deputy Mayor Leon- Absent.

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

**RESOLUTION NO. 455 OF 2015
AUTHORIZE PAYMENT TO DAVID FRIED PC
IN THE AMOUNT OF \$7,500.00**

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

WHEREAS, the Village Board of Trustees authorizes payment to David Fried PC in the amount of \$7,500.00 on the account; and

WHEREAS, the Board has reserved the right to review any further charges, after adequate particularization is provided by Mr. Fried to the Boards satisfaction; and

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

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RESOLVED, that the Village Board of Trustees authorizes the payment to David Fried PC in the amount of \$7,500.00 on the account; and be it further

RESOLVED, that the Board has reserved the right to review any further charges, after adequate particularization is provided by Mr. Fried to the Boards satisfaction.

The next item on the agenda, motion to correct the property assessment of 83 North Cole Avenue, Section 57.29-1-2.-1 from \$30,000 to \$15,000 for the tax year 2015 due to clerical error, **failed**.

The next item on the agenda, motion to correct the property assessment of 74 North Cole Avenue, Section 57.29-1-32.-2 from \$33,000 to \$12,000 for the tax year 2015 due to clerical error **failed**.

**RESOLUTION NO. 456 OF 2015
APPROVE THE REQUEST FROM CHIEF MODICA
TO ENTER A NEW CONTRACT WITH ANDREA M. VEY**

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

WHEREAS, Chief Modica has requested 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 services 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 will enter into a new contact with consultant Andrea M. vey to provide Crime Analysis service to the Spring Valley Police Department and authorization for the Mayor to sign said agreement.

Referral No. 2037

**RESOLUTION NO. 457 OF 2015
APPROVE THE REQUEST FROM
SERGEANT CHRISTOPHER KORBA
TO APPLY FOR THE 2015 NEW YORK STATE
HOMELAND SECURITY TARGETED TACTICAL GRANT**

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

WHEREAS, Sergeant Christopher Korba is requesting approval to apply for the 2015 New York State Homeland Security Targeted Tactical Grant for the Spring Valley Police Department; and

WHEREAS, the application must be submitted by September 10, 2015 in order to be considered for funding; 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 from Sergeant Christopher Korba to apply for the 2015 New York State Homeland Security Targeted Tactical Grant for the Spring Valley Police Department is approved.

**RESOLUTION NO. 458 OF 2015
APPROVAL OF THE RESOLUTION
FOR A NEW COMPUTER TO BE INSTALLED IN
WALTER BOOKER'S OFFICE**

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

WHEREAS, the Village of Spring Valley Board of Trustees has requested that a new computer be installed in Walter Booker's Office so that he can perform his day to day duties ; and

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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 approves the resolution for a new computer to be installed in Walter Booker's Office so that he is able to perform his day to day duties.

Referral No. 3044

**RESOLUTION NO. 459 OF 2015
ADJOURNMENT**

Trustee Grossman offered the following resolution, which was seconded by Trustee White 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 23, 2015 at seven o'clock in the evening.

Respectfully submitted

Village Clerk's Office