

April 28, 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 April 28, 2015 at 7:00 pm.

Village of Spring Valley
Clerk's Office

Dated: Spring Valley, New York
April 14, 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 Regular Meeting of April 14, 2015.

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

Demeza Delhomme	Mayor
Anthony Leon	Deputy Mayor
Vilair Fonvil	Trustee
Emilia White	Trustee - <i>Absent</i>
Asher Grossman	Trustee
Special Council	Feerick Lynch MacCartney, PLLC
Herby Jean-Charles	Deputy Village Clerk

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

**RESOLUTION NO. 205 OF 2015
APPROVAL TO SET ASIDE MAYOR'S REPORT**

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

WHEREAS, a motion was made to approve setting aside the Mayor's Report; and

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

RESOLVED, that the motion to set aside the Mayor's Report is hereby approved.

**RESOLUTION NO. 206 OF 2015
OPEN PUBLIC PARTICIPATION**

Deputy Mayor Leon 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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**RESOLUTION NO. 207 OF 2015
CLOSE PUBLIC PARTICIPATION**

Trustee Grossman offered the following resolution, which was seconded by Deputy Mayor Leon 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 Roselaure Exantus to the position of Office Service Aide, Fulltime, at an hourly rate of \$17.16 in Section 8 Department pending the approval from Rockland County Personnel, was **Postponed to Next Board Meeting**.

The next item on the Agenda – Approval to appoint Miriam Piedra to the position of Housing Program Assistant, Fulltime, at an hourly rate of \$24.45 in Section 8 Department pending the approval from Rockland County Personnel. **Failed**

The next item on the Agenda – Approval to appoint Alina Chykhun to the position of Housing Program Assistant, Fulltime, at an hourly rate of \$24.45 in Section 8 Departmen, was **Postponed to Next Board Meeting**.

**RESOLUTION NO. 208 OF 2015
APPROVAL TO APPOINT VASHTY DALENCOURT
AS DEPUTY TREASURER**

Deputy Mayor Leon offered the following resolution, which was seconded by Mayor Delhomme was unanimously adopted.

WHEREAS, approval to appoint Vasthy Dalencourt as Deputy Treasurer at a compensation of \$15,000 extra, to a one year term starting from 12/2014 to 12/2015 (next re-organizational meeting) and retroactive from 2/23/2015; and

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

RESOLVED, that approval to appoint Vasthy Dalencourt as Deputy Treasurer at a compensation of \$15,000 extra, to a one year term starting from 12/2014 to 12/2015 (next re-organizational meeting) and retroactive from 2/23/2015 is approved.

The next item on the Agenda – Approval to appoint Evan Humphrey to the position of Alternate Zoning Board Member. **Failed**

The next item on the Agenda – Approval to appoint Aaron Lerer to the position of Planning Board member. **Failed**

**RESOLUTION NO. 209 OF 2015
OPEN PUBLIC HEARING WHETHER TO ISSUE
A SPECIAL PERMIT TO SPRING VALLEY HOTEL/BHAVI
HOTEL, LLC TO CONSTRUCT A FIVE STORY HOTEL**

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

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WHEREAS, it is necessary for the Village of Spring Valley Board of Trustees to open the Public to Spring Valley Hotel/Ghavi Hotel, LLC to construct a five story Hotel with an indoor pool, 87 hotel rooms, 91 parking spaces in the PLI Zoning District; the property is located on the east end of Spring Valley Marketplace in the Village of Spring Valley, County of Rockland, Town of Clarkstown and designated on the tax map as Section 57.67, Block 1, Lot 1.2 ; now, therefore it is hereby.

RESOLVED, that the Public Hearing before the Village to Spring Valley Hotel/Bhavi Hotel, LLC to construct a five story Hotel with an indoor pool, 87 hotel rooms, 91 parking spaces in the PLI Zoning District; the property is located on the east end of Spring Valley Marketplace in the Village of Spring Valley, County of Rockland, Town of Clarkstown and designated on the tax map as Section 57.67, Block 1, Lot 1.2 is hereby open.

RESOLUTION NO. 210 OF 2015
CLOSE PUBLIC HEARING WHETHER TO ISSUE
A SPECIAL PERMIT TO SPRING VALLEY HOTEL/BHAVI
HOTEL, LLC TO CONSTRUCT A FIVE STORY HOTEL

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

WHEREAS, it is necessary for the Village of Spring Valley Board of Trustees to close the Public to Spring Valley Hotel/Bhavi Hotel, LLC to construct a five story Hotel with an indoor pool, 87 hotel rooms, 91 parking spaces in the PLI Zoning District; now, therefore it is hereby.

RESOLVED, that a Public Hearing before the Village of Spring Valley Hotel/Bhavi Hotel, LLC to construct a five story Hotel with an indoor pool, 87 hotel rooms, 91 parking spaces in the PLI Zoning District; the property is located on the east end of Spring Valley Marketplace in the Village of Spring Valley, County of Rockland, Town of Clarkstown and designated on the tax map as Section 57.67, Block 1, Lot 1.2 is hereby closed.

RESOLUTION NO. 211 OF 2015
OPEN PUBLIC HEARING WHETHER TO ISSUE
A SPECIAL PERMIT TO HOLIDAY INN-EXPRESS SPRING
VALLEY TO CONSTRUCT A BUSINESS HOTEL

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

WHEREAS, it is necessary for the Village of Spring Valley Board of Trustees to open the Public to Holiday Inn-Express Spring Valley to construct a 103 room, 4 story business hotel in the HB Zoning District;, now, therefore, it is hereby

RESOLVED, that the Public Hearing before the Spring Village Board of Trustees to Holiday Inn-Express Spring Valley to construct a 103 room, 4 story business hotel in the HB Zoning District, the property is located at 67 East Route 59 in the Village of Spring Valley, County of Rockland, Town of Clarkstown and designated on the tax map as Section 57.65, Block 1, Lot 6 is hereby open..

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**RESOLUTION NO. 212 OF 2015
CLOSE PUBLIC HEARING WHETHER TO ISSUE
A SPECIAL PERMIT TO HOLIDAY INN-EXPRESS SPRING
VALLEY TO CONSTRUCT A BUSINESS HOTEL**

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

WHEREAS, it is necessary for the Village of Spring Valley Board of Trustees to close the Public to Holiday Inn-Express Spring Valley to construct a 103 room, 4 story business hotel in the HB Zoning District; now, therefore, it is hereby

RESOLVED, that the Public Hearing before the Spring Village Board of Trustees to Holiday Inn-Express Spring Valley to construct a 103 room, 4 story business hotel in the HB Zoning District, the property is located at 67 East Route 59 in the Village of Spring Valley, County of Rockland, Town of Clarkstown and designated on the tax map as Section 57.65, Block 1, Lot 6 is hereby closed.

**RESOLUTION NO. 213 OF 2015
OPEN PUBLIC HEARING WHETHER TO ISSUE
A SPECIAL PERMIT TO 17 UNION ROAD TO CONSTRUCT
A 4 STORY BUILDING WITH A BASEMENT TO BE USED
AS A HOUSE OF WORSHIP AND ELEMENTARY SCHOOL**

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

WHEREAS, it is necessary for the Village of Spring Valley Board of Trustees to open the Public to 17 Union Road to construct a 4 story building with a basement which will be used as a House of Worship and an elementary school in the GB Zoning District, now, therefore, it is hereby

RESOLVED, that the Public Hearing before the Spring Village Board of Trustees to 17 Union Road to construct a 4 story building with a basement which will be used as a House of Worship and an elementary school in the GB Zoning District, the property is located on the west side of Union Road, 500 feet north from the intersection of Maple Ave. And Union Road in the Village of Spring Valley, County of Rockland, Town of Ramapo and designated on the tax map as Section 57.22, Block 2, Lot 13, is hereby open.

**RESOLUTION NO. 214 OF 2015
CLOSE PUBLIC HEARING WHETHER TO ISSUE
A SPECIAL PERMIT TO 17 UNION ROAD TO CONSTRUCT
A 4 STORY BUILDING WITH A BASEMENT TO BE USED
AS A HOUSE OF WORSHIP AND ELEMENTARY SCHOOL**

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

WHEREAS, it is necessary for the Village of Spring Valley Board of Trustees to close the Public to 17 Union Road to construct a 4 story building with a basement which will be used as a House of Worship and an elementary school in the GB Zoning District, now, therefore, it is hereby

RESOLVED, that the Public Hearing before the Spring Village Board of Trustees to 17 Union Road to construct a 4 story building with a basement which will be used as a House of Worship and an elementary school in the GB Zoning District, the property is located on the west side of Union Road, 500 feet north from the intersection of Maple Ave. And Union Road in the Village of Spring Valley, County of Rockland, Town of Ramapo and designated on the tax map as Section 57.22, Block 2, Lot 13, is hereby closed.

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**RESOLUTION NO. 215 OF 2015
GRANT A SPECIAL PERMMIT TO 17 UNION ROAD
TO CONSTRUCTA 4 STORY BUILDING WITH A BASEMENT
TO BE USED AS A HOUSE OF WORSHIP AND ELEMENTARY SCHOOL**

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

WHEREAS, it is necessary for the Village of Spring Valley Board of Trustees to grant to 17 Union Road to construct a 4 story building with a basement which will be used as a House of Worship and an elementary school in the GB Zoning District, now, therefore, it is hereby

RESOLVED, that the Public Hearing before the Spring Village Board of Trustees to 17 Union Road to construct a 4 story building with a basement which will be used as a House of Worship and an elementary school in the GB Zoning District, the property is located on the west side of Union Road, 500 feet north from the intersection of Maple Ave. And Union Road in the Village of Spring Valley, County of Rockland, Town of Ramapo and designated on the tax map as Section 57.22, Block 2, Lot 13, is hereby approved.

The next item on the Agenda - Approval of Abstracts – **Failed.**

The next item on the Agenda – Approval of Post Audit Abstracts – **Failed.**

**RESOLUTION NO. 216 OF 2015
APPROVAL TO PAY FEERICK LYNCH MacCARTNEY, PLLC
FOR LEGAL SERVICES RENDERED TO THE VILLAGE
OF SPRING VALLEY**

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

WHEREAS, approval is requested to pay invoice number 31870 to Feerick Lynch MacCartney, PLLC for legal services rendered to the Village of Spring Valley in the amount of \$18,542.66; and

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

RESOLVED, that the legal services rendered to the Village of Spring Valley by the firm of Feerick Lynch MacCartney PLLC, in the amount of \$18,542.66, is hereby approved.

**RESOLUTION NO 217 OF 2015
APPROVAL TO PAY INVOICE OF HISCOCK &
BARCLAY, PLLC FOR LEGAL SERVICES RENDERED
TO THE VILLAGE OF SPRING VALLEY**

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

WHEREAS, approval is requested to pay invoice number 4453028 to Hiscock & Barclay, PLLC for legal services rendered to the Village of Spring Valley in the amount of \$2,717.15; 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 request for approval to pay invoice number 4453028 to Hiscock & Barclay, PLLC for legal services rendered to the Village of Spring Valley in the amount of \$2,717.15, is hereby approved

The next item on the Agenda – Approve the request from Mayor Delhomme to give \$3,500 to IFG Productions for recreational services for the 2015 Haitian Day Parade of Unity on Sunday, May 24, 2015 and authorizing the Mayor to sign said agreement.
Needs a letter or request for the \$3,500 to the Board.

**RESOLUTION NO. 218 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 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; no, 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
COMMUNITY DEVELOPMENT**

DATE: April 28, 2015

Nu-Way Concessionaries	Summer Feeding Program Breakfast & Lunch meals	Invoice #9399	\$4,419.20
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**RESOLUTION NO. 219 OF 2015
APPROVAL TO RE-APPOINT JULIE RAPPAPORT
AS THE SITE MONITOR FOR THE 2015
SUMMER FEEDING PROGRAM**

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

WHEREAS, a motion was made to re-appoint Julie Rappaport as the Site Monitor for the 2015 Summer Feeding Program, 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 motion to re-appoint Julie Rappaport as the Site Monitor for the 2015 Summer Feeding Program at an hourly rate of \$15.00 per hour, is hereby approved.

The next item on the Agenda – Approve the request from Court Clerk, Elsie Cheron, to allow six court officers to attend their annual re-certification class at the Rockland County Police Academy on June 5, 2015 at 8:00 am. The cost is to be paid by the Village at \$125.00 per officer and ammunition will be reimbursed upon submission of original receipt and the court officers will be paid for time spent at this re-certification.

Postponed.

The next item on the Agenda – Approve the request from Court Clerk, Elsie Cheron, to allow alternate court reporters to cover for Joanne Cozzi whenever she is out on vacation.

Postponed.

**RESOLUTION NO. 220 OF 2015
APPROVE REQUEST OF COURT CLERK
TO ALLOW CLAUDIA LUCCA TO BE OUT ON
FAMILY LEAVE WITHOUT PAY**

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

WHEREAS, a request was made from Court Clerk, Elsie Cheron, to allow Claudia Lucca to be out on family leave without pay from May 11, 2015 thru May 25, 2015, 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 made from Court Clerk, Elsie Cheron, to allow Claudia Lucca to be out on family leave without pay from May 11, 2015 thru May 25, 2015, is hereby approved.

The next item on the Agenda – Approve the request from Chief Modica to allow P.O. Francis Brooke to attend the School Resource Officer Conference from July 5, 2015 – July 9, 2015 in Orlando, Florida. The total cost of the conference will be \$1,534.66 which includes the conference, airfare, and hotel. **Postponed to next Board Meeting.**

**RESOLUTION NO. 221 OF 2015
APPROVE THE REQUEST FROM THE DEPUTY
VILLAGE CLERK TO REFUND THE SALVATION
ARMY FOR THEIR \$500 SECURITY DEPOSIT**

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

WHEREAS, a request was made from the Deputy Village Clerk, to refund the Salvation Army for their \$500 security deposit for the use of the Village on the Green, 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 request made from the Deputy Village Clerk, to refund the Salvation Army for their \$500 security deposit for the use of the Village on the Green is hereby approved.

The next item on the Agenda – Approve the request from the Village Clerk’s Office to grant a permit to Federacion Latinos en Rockland to provide an Ecuadorian Parade and free concert, on Sunday, August 16, 2015. The parade will leave Village Hall at 11:00 to Memorial Park till 11:00 pm. This special event fee is approximately \$9,700 to provide police presence and the board approves that it will be at not cost to the Federacion Latinos en Rockland. **Postponed**

**RESOLUTION NO. 222 OF 2015
APPROVE THE REQUEST TO ROLL OVER
21 VACATION HOURS (3 DAYS) FOR
MIRIAM PIEDRA, OFFICE SERVICE AIDE**

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

WHEREAS, a request was made to roll over 21 vacation hours (3 days) for Miriam Piedra, Office Service Aide, that will be used on July 30th, July 31st and August 3, 2015; 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 made to roll over 21 vacation hours (3 days) for Miriam Piedra, Office Service Aide, that will be used on July 30th, July 31st and August 3, 2015; is hereby approved.

**RESOLUTION NO. 223 OF 2015
AUTHORIZAING PAYMENT OF BILLS
FOR THE VILLAGE OF APRING VALLEY**

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 1014/2015 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 authorizs the Treasurer of the Village of Spring Valley to Pay such bills.

April 28, 2015

DATE: April 28, 2005

<u>Section 8 Program</u>	<u>Claimant</u>	<u>Amount</u>
5264	CornerStone, Invoice #3455508	\$ 55.30
5265	The Nelrod Consortium, Payment #186	199.00
5266	Tenant Tracker, Invoice #414248	10.00

Total Section 8 Program Abstract for Village Board Approval \$264.30

**RESOLUTION NO. 224 OF 2015
APPROVE REQUEST FROM VILLAGE ASSESSOR
TO ACCEPT ADJUSTMENT TO THE FINAL TAX ROLL
FOR THREE CONDOMINIUM UNITS AT PARKVIEW**

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

WHEREAS, approval of the request from the Village Assessor to accept the adjustment to the Final Tax Roll for three condominium units at Parkview that were incorrectly included on the 2014 Final Roll so that the corrected roll can be filed with the County; and

WHEREAS, such adjustments 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 adjustment to the Final Tax Roll for three condominium units at Parkview that were incorrectly included on the 2014 Final Roll so that the corrected roll can be filed with the County.

Trustee Reports

Youth & Recreation – Trustee White – Absent

Fire & Safety – Trustee Grossman – No Report

Infrastructure – Deputy Mayor Leon – No Report

Economic Development/Community Development – Trustee Fonvil – No Report

The next item on the Agenda – Authorization to retain the Law Offices of David Fried as special counsel to represent the Mayor pursuant to a court order from the Honorable Judge Gerald Loehr to retain the Mayor’s counsel at the same \$250.00 hourly rate as special counsel Feerick, Lynch, MacCartney, PLLC. **Failed**

**RESOLUTION NO. 225 OF 2015
ADJOURNMENT**

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

April 28, 2015

RESOLVED, that the meeting of the Village of Spring Valley Board of Trustees is hereby adjourned to Tuesday, May 12, 2015, seven o'clock in the evening.
