

CALENDAR
for
REGULAR MEETING OF THE COUNCIL
of the
CITY OF LONG BEACH
held
DECEMBER 6, 2016

1. Resolution Authorizing the City Manager to Enter into an Agreement for Water/Sewer Testing at the Water Treatment Plant with the Sole Responsible Bidder.

Legislative Memo: This is a standard annual contract that the City has always had in place for the testing of water and sewer at the Water Treatment Plant. The City is required by the New York State Dept. of Environment Conservation and the Nassau County Department of Health to perform said testing.

2. Resolution Authorizing Settlement of Certiorari Proceedings.

Legislative Memo: These are anticipated settlements and were budgeted for in the current fiscal year.

3. Resolution Authorizing Publication of a Notice of Public Hearing of an Application to Waive the Off-Street Parking Requirements for Premises: 34 East Park Avenue (street floor), Long Beach, New York.
Re: Foot Spa

December 6, 2016

Item No. 1
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the City Manager to Enter into an
Agreement for Water/Sewer Testing at the Water Treatment
Plant with the Sole Responsible Bidder.

WHEREAS, after due advertising therefore, one bids were received in the Office of the City Purchasing Agent on Thursday, November 17, 2016 at 12:00 noon for the testing of water/ sewer at the City's Water Treatment Plant for a period of one year as per specifications on file in the Office of the City Purchasing Agent; and

WHEREAS, Pace Analytical Services, 575 Broad Hollow Road, Melville, New York 11747 has successfully provided this service since 2009, was the sole responsible bidder at a total cost of \$44,441.00;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the City Manager be and he hereby is authorized to enter into an agreement with Pace Analytical Services, 575 Broad Hollow Road, Melville, New York 11747 for the testing of water/sewer at the City's Water Treatment Plant for a period of one year, at a total cost of \$44,441.00. Funds in the amount of \$26,480.00 for water testing are available in Account No. F8330.54440 (Water Treatment Plant – Contracted Services) and funds in the amount of \$17,961.00 for sewer testing are available in Account No. G8130.54440 (Water Pollution-Contracted Services).

December 6, 2016

Item No. 2
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing Settlement of Certiorari Proceedings.

WHEREAS, M. Rettner Realty LLC, represented by Koeppel Martone & Leistman, LLP, 155 First Street, Mineola, New York 11501, has commenced an action in the Supreme Court, Nassau County against the City of Long Beach to compel a reduction in the assessed valuation of the property known as Section 59, Block 1 10, Lots 139 and 140 on the Land and Tax Map of the County of Nassau, and also known as 118-134 East Park Avenue, Long Beach, New York for the fiscal years of 2011/12 through 2015/16; and

WHEREAS, the Tax Assessor of the City of Long Beach has reviewed petitioner's legal papers, the income and expenses for the subject property and after extensive negotiation has agreed to settle the certiorari proceedings for a lump sum payment of \$35,000 covering the fiscal years 2011/12 through 2015/16 and a reduction of the assessed valuation from \$120,000 to \$90,000 for the 2016/17 tax year and that no grievance and/or petition be filed for the tax years 2016/17, 2017/18 and 2018/19 subject to the conditions of the stipulation; and

WHEREAS, 55 Monroe Blvd. Owners Corp., represented by Koeppel Martone & Leistman, LLP, 155 First Street, Mineola, New York 11501, has commenced an action in the Supreme Court, Nassau County against the City of Long Beach to compel a reduction in the assessed valuation of the property known as Section 59, Block 130, Lots 36-45 on the Land and Tax Map of the County of Nassau, and also known as 55 Monroe Boulevard, Long Beach, New York for the fiscal years of 2011/12 through 2015/16; and

WHEREAS, the Tax Assessor of the City of Long Beach has reviewed petitioner's legal papers, the income and expenses for the subject property and after extensive negotiation has agreed to settle the certiorari proceedings for a lump sum payment of \$40,000 covering the fiscal years 2011/12 through 2015/16; and

WHEREAS, LB 25 Inc.-The Broadway, represented by David Koch, Esq., 170 Old Country Road, Mineola, New York 11501, has commenced an action in the Supreme Court, Nassau County against the City of Long Beach to compel a reduction in the assessed valuation of the property known as Section 59, Block 88, Lot 227 (all units) on the Land and Tax Map of the County of Nassau, and also known as 25 West Broadway, Long Beach, New York for the fiscal years of 2012/13 through 2016/17; and

WHEREAS, the Tax Assessor of the City of Long Beach has reviewed petitioner's legal papers, the income and expenses for the subject property and after extensive negotiation has agreed to settle the certiorari proceedings for a lump sum payment of \$70,000 covering the fiscal years 2012/13 through 2016/17 and a reduction of the assessed valuation from \$400,001 to \$300,000 for the 2017/18 tax year and that no grievance and/or petition be filed for the tax years 2017/18, 2018/19 and 2019/2020 subject to the conditions of the stipulation; and

WHEREAS, Lafayette Apartments, represented by David Koch, Esq., 170 Old Country Road, Mineola, New York 11501, has commenced an action in the Supreme Court, Nassau County against the City of Long Beach to compel a reduction in the assessed valuation of the property known as Section 59, Block 272, Lots 201-203 on the Land and Tax Map of the County of Nassau, and also known as vacant land on East Broadway, Long Beach, New York for the fiscal years of 2013/14 through 2016/17; and

WHEREAS, the Tax Assessor of the City of Long Beach has reviewed petitioner's legal papers, the income and expenses for the subject property and after extensive negotiation has agreed to settle the certiorari proceedings for a lump sum payment of \$120,000 covering the fiscal years 2013/14 through 2016/17 and a reduction of the assessed valuation from \$865,000 to \$700,000 for the 2017/18 tax year and that no grievance and/or petition be filed for the tax years 2017/18, 2018/19 and 2019/2020 subject to the conditions of the stipulation; and

WHEREAS, the Board of Assessors of the City of Long Beach has determined that the above settlements, without further litigation, are in the best interests of the City of Long Beach;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the Corporation Counsel be and he hereby is authorized and directed to enter into a stipulation with M. Rettner Realty LLC settling the certiorari proceedings covering fiscal years 2011/12 through 2015/16 for a lump sum payment of \$35,000 and a reduction of the assessed valuation to \$90,000 on condition that no grievance and/or petition be filed for the tax years 2016/17, 2017/18 and 2018/19; and be it further

RESOLVED, by the City Council of the City of Long Beach, New York that the Corporation Counsel be and he hereby is authorized and directed to enter into a stipulation with 55 Monroe Blvd. Owners Corp. settling the certiorari proceedings covering fiscal years 2011/12 through 2015/16 for a lump sum payment of \$40,000; and be it further

RESOLVED, by the City Council of the City of Long Beach, New York that the Corporation Counsel be and he hereby is authorized and directed to enter into a stipulation with LB 25 Inc.-The Broadway settling the certiorari proceedings covering fiscal years 2012/13 through 2016/17 for a lump sum payment of \$70,000 and a reduction of the assessed valuation to \$300,000 on condition that no grievance and/or petition be filed for the tax years 2017/18, 2018/19 and 2019/20; and be it further

RESOLVED, by the City Council of the City of Long Beach, New York that the Corporation Counsel be and he hereby is authorized and directed to enter into a stipulation with Lafayette Apartments settling the certiorari proceedings covering fiscal years 2013/14 through 2016/17 for a lump sum payment of \$120,000 and a reduction of the assessed valuation to \$700,000 on condition that no grievance and/or petition be filed for the tax years 2017/18, 2018/19 and 2019/20. Funds are available for all of the above settlements in Account No. A1930.54403 (Judgments and Claims).

December 6, 2016

Item No. 3
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing Publication of a Notice of Public
Hearing of an Application to Waive the Off-Street Parking
Requirements for Premises: 34 East Park Avenue (street floor),
Long Beach, New York.

WHEREAS, there has been presented to this Council an application pursuant to
Section 9-112(18)(c) of Appendix A (Zoning Law) of the Long Beach Code of Ordinances, for
waiver of off-street parking requirements for the premises located at 34 East Park Avenue (street
floor), Long Beach, New York (Section 59, Block 97, Lot 14) between Edwards and Riverside
Boulevards, having frontage of less than 20 feet, on behalf of the owner Long Baron Realty,
LLC, 30 Church Street, New Rochelle, New York 10801 to be used as a Foot Spa;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York, that a
public hearing will be had before this Council upon said application at City Hall, 1 West Chester
Street, in the City of Long Beach, New York, on December 20, 2016 at 7:00 p.m. on that date;
and be it further

RESOLVED, that the City Clerk be and is hereby authorized to cause a notice of
said hearing to be published in the official newspaper of the City of Long Beach.