

CALENDAR
for
REGULAR MEETING OF THE COUNCIL
of the
CITY OF LONG BEACH
held
JUNE 21, 2016

PUBLIC HEARING: Resolution Granting Waiver of Off-Street Parking Requirements Re: Premises 776 West Beech Street (street floor), Long Beach, New York.

Re: Shaved Ice Store

PUBLIC HEARING: Resolution Granting Waiver of Off-Street Parking Requirements Re: Premises 772 West Beech Street (street floor), Long Beach, New York.

Re: Real Estate Management Office

1. Resolution Granting Waiver of Off-Street Parking Requirements Re: Premises 776 West Beech Street (street floor), Long Beach, New York.
Re: Shaved Ice Store
2. Resolution Granting Waiver of Off-Street Parking Requirements Re: Premises 772 West Beech Street (street floor), Long Beach, New York.
Re: Real Estate Management Office
3. Resolution Revising and Adopting the City of Long Beach Employee Policy Manual.

Legislative Memo: It is the goal of the City to promote a workplace that is free from discrimination and harassment while promoting equal employment opportunities. Since its enactment in 2007, the City's Employee Policy Manual is periodically reviewed to keep it current with applicable State and Federal policies, and to incorporate any necessary changes. The City's Policy currently contains language regarding non-discrimination against any employee on the basis of sex. We are amending the Policy to further safeguard and to insure that no discrimination shall be tolerated when it comes to an employee's gender identity, self-image, appearance or expression.

4. Resolution Authorizing the City Manager to Pay Administrative Costs Under the Emergency Tenant Protection Act, Authorizing the Passing On of Administrative Costs to the Owners of the Buildings Included Under Such Act, and Directing the City Comptroller to Make Billing Therefore.

Legislative Memo: Annually the ETPA directs that each city, town or village that participates in the system of rent regulation share the costs of administering the system. Said costs are budgeted and paid to the Division of Housing and Community Renewal annually by Resolution.

5. Resolution Authorizing the City Manager to Extend the Current Agreement for Animal Shelter Services.

Legislative Memo: The proper care of animals in Long Beach is a priority to the City and Posh Pets Rescue has demonstrated the ability to care for animals, promote adoption awareness and promote community engagement through education and adoption events. They have worked successfully with the City and it is our desire to extend their contract for an additional three years.

6. Resolution Authorizing the City Manager to Purchase Replacement Parts for the Primary Clarifier at the Water Pollution Control Plant from the Lowest Responsible Bidder.

Legislative Memo: It is necessary to have replacement parts on hand, as the Primary Clarifier is an essential piece of equipment for the treatment process of sewage. Funds are provided from the Capital Improvement Plan.

7. Resolution Authorizing the City Manager to Enter into an Agreement for Drainage, Venting and Electrical Renovations to the City's Swimming Pool.

Legislative Memo: As a result of Superstorm Sandy, the City's swimming pool located at the natatorium in the Recreation Center, sustained extensive damage. Engineering and design services were performed earlier this year and the actual repairs and renovations are required at this time. This work should not cause any closures of the facility. Funding is being provided through public assistance grant monies from FEMA.

8. Resolution Authorizing the City Manager to Enter into an Agreement for the Furnishing and Installation of New Doors at the City's Ice Arena with the Lowest Responsible Bidder.

Legislative Memo: As a result of Superstorm Sandy, the exterior and interior doors at the City's Ice Arena were exposed to salt water corrosion and sustained extensive damage. This work can be completed while the facility is open. Funding to replace the doors is being provided through public assistance grant monies from FEMA.

9. Resolution Authorizing the City Manager to Amend the Agreement for Engineering Services in Conjunction with the Rehabilitation of the Sand Filter and Filter Building at the Wastewater Treatment Plant.

Legislative Memo: The sand filter is the part of Wastewater Treatment Plant that removes solids from the effluent prior to discharge. These services are necessary to meet requirements imposed by the New York State DEC. This amendment will cover the construction inspections costs to oversee the necessary work. Funds are provided from the Capital Improvement Plan.

10. Resolution Authorizing the City Manager to Enter into a Contract for Street Lighting Maintenance and Repair.

Legislative Memo: The City rewrote our bid package to meet and comply with all of the new specifications needed for the maintenance of the lights that have been installed throughout the City over the past few years, specifically LED and induction lighting. This has resulted in a savings to the City by cutting our monthly maintenance costs in half.

11. Resolution Authorizing the Use of Community Development Block Grant Funds for the Conversion of the Existing Auditorium in the Parish Hall at St. Mary of the Isle to a Basketball Court.

Legislative Memo: This project was approved by the U. S. Department of Housing and Urban Development for funding.

12. Resolution Authorizing Publication for Hearing of an Ordinance to Amend the Code of Ordinances of the City of Long Beach Re: Motor Vehicles and Traffic.

Legislative Memo: This amendment will add the location of a new stop sign. This item is on for publication only.

June 21, 2016

Item No. 1
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Granting Waiver of Off-Street Parking Requirements
Re: Premises 776 West Beech Street (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 776 West Beech Street (street floor), Long Beach, New York (Section 59, Block 6, Lot 235) between New York Avenue and Grand Boulevard, having frontage of 20 feet, on behalf of the owner Arcadia Mtg. LLC, PO Box 659, Long Beach, New York 11561 to be used as a Shaved Ice Store;

WHEREAS, a Public Hearing was held on this date;

NOW, THEREFORE, after due deliberation, be it

RESOLVED, by the City Council of the City of Long Beach, New York, that the application of owner Arcadia Mtg. LLC, PO Box 659, Long Beach, New York 11561 for exemption with respect to the requirements for off-street parking at premises 776 West Beech Street (street floor), having frontage of 20 feet, be and the same hereby is granted, only and during the time that such premises shall be used as a Shaved Ice Store.

June 21, 2016

Item No. 2
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Granting Waiver of Off-Street Parking Requirements
Re: Premises 772 West Beech Street (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 772 West Beech Street (street floor), Long Beach, New York (Section 59, Block 6, Lot 235) between New York Avenue and Grand Boulevard, having frontage of 20 feet, on behalf of the owner Arcadia Management LLC, 770 West Beech Street, Long Beach, New York 11561 to be used as a Real Estate Management Office;

WHEREAS, a Public Hearing was held on this date;

NOW, THEREFORE, after due deliberation, be it

RESOLVED, by the City Council of the City of Long Beach, New York, that the application of owner Arcadia Management LLC, 770 West Beech Street, Long Beach, New York 11561 for exemption with respect to the requirements for off-street parking at premises 772 West Beech Street (street floor), having frontage of 20 feet, be and the same hereby is granted, only and during the time that such premises shall be used as a Real Estate Management Office.

The following Resolution was moved by
and seconded by :

Resolution Revising and Adopting the City of Long Beach
Employee Policy Manual.

WHEREAS, since the enactment of an Employee Policy Manual in 2007, the manual is periodically reviewed to keep it current and to incorporate any recommended changes; and

WHEREAS, the City of Long Beach respects the dignity and professionalism of each of its employees and it is the goal of the City to promote a workplace that is free from discrimination and harassment while promoting an Equal Employment Opportunity (EEO) Policy; and

WHEREAS, the City, in its commitment to the welfare of its workforce, has established this policy to clearly delineate employee rights and responsibilities, and to otherwise comply with the Family and Medical Leave Act (“FMLA”) of 1993; and

WHEREAS, the City is committed to protecting the safety, health and well-being of all employees and other individuals in our workplace, recognizing that alcohol and drug abuse pose a significant threat to our goals, that workplace violence is often a byproduct of drug and alcohol abuse and that we have established a Drug-Free Workplace Program that balances our respect for individuals and all employees; and

WHEREAS, the City recognizes that the safety and security of our employees, visitors, guests and other individuals is of the utmost importance and has promulgated a policy to reduce the real and potential threat of workplace violence and the consequences for violating said policy, and to otherwise comply with the Workplace Violence Prevention Act (N.Y. Labor Law §27-b, et seq.); and

WHEREAS, the City is recommending certain revisions be made to the Employee Policy Manual at this time, which shall supersede any and all previous City policies pertaining to these topics, to include, but not be limited to, the following:

“The City of Long Beach is committed to a policy of equal opportunity and non-discrimination against any employee on the basis of:

- Race;
- Creed;
- Color;
- National origin;
- Religion;
- **Sex***;**
- Marital status;
- Sexual orientation;
- Age;
- Military status;

- Disability;
- Genetic predisposition and carrier status; or
- Any other bases protected by state, federal, or local law.

*****The term “sex” shall include actual or perceived sex and shall also include a person’s gender identity, self-image, appearance, behavior or expression, whether or not that gender identity, self-image, appearance, behavior or expression is different from that traditionally associated with the legal sex assigned at birth.”;**

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York, that the City of Long Beach Employee Policy Manual is hereby revised and adopted.

June 21, 2016

Item No. 4
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the City Manager to Pay Administrative Costs Under the Emergency Tenant Protection Act, Authorizing the Passing On of Administrative Costs to the Owners of the Buildings Included Under Such Act, and Directing the City Comptroller to Make Billing Therefore.

WHEREAS, the City of Long Beach, by Resolution No. 173/03, declared a housing emergency pursuant to the Emergency Tenant Protection Act of 1974, as amended, as to all multiple dwellings located within the City of Long Beach with 60 or more dwelling units; and

WHEREAS, Section 8 of the Emergency Tenant Protection Act of 1974, as amended, provided that each municipality must pay its proportionate share of the cost of administering the program and permits municipalities to pass on the cost of administration to the owners of housing accommodations subject to the provisions of the Emergency Tenant Protection Act of 1974, as amended; and

WHEREAS, it is estimated that the City's share of the cost of administration by the New York State Division of Housing and Community Renewal will be billed to the City at a rate of \$10.00 per unit, as follows:

Multiple Dwellings containing 60 or more units for the period
April 1, 2015 to March 31, 2016 on 569 units = \$5,690.00; and

WHEREAS, the same sum will be paid by the City upon certification by the Division of Housing and Community Renewal; and

WHEREAS, the City Manager and the City Comptroller have determined that the direct costs incurred by the City in the administration of the Emergency Tenant Protection Act amount to \$2.00 per unit, to be passed on to the respective owners of such housing accommodations, as follows:

569 units at \$2.00 per unit = \$1,138.00

WHEREAS, the City Comptroller has been directed by the aforesaid Resolution to pass on the cost of such administration to the respective owners of the subject housing accommodations;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York, as follows:

1. The aforesaid payment by the City of Long Beach to the New York State Division of Housing and Community Renewal in the sum of \$5,690.00 be and the same is hereby approved, confirmed and ratified in all respects, upon certification by the New York State Division of Housing and Community Renewal of the respective number of housing units subject to Section 8 of the Emergency Tenant Protection Act for the period of April 1, 2015 to March 31, 2016.
2. The direct cost incurred by the City of Long Beach in the administration of the Emergency Tenant Protection Act is hereby fixed at the sum of \$2.00 per unit, to be passed on to the respective owners of housing accommodations subject to said Act in proportion to the number of units in each multiple dwelling.
3. The City Comptroller is authorized and directed to charge the annual cost of administration to the owners of every building containing housing accommodations subject to such rent control in proportion to the number of dwelling units contained in such building, at a cost of \$12.00 per unit.
4. In the event that payments are not made by the respective owners within thirty (30) days after billing, interest shall be charged on the amount due at the rate of one and one-half percent (1 ½ %) each month, and the City Comptroller is authorized and directed to collect such interest.

June 21, 2016

Item No. 5
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the City Manager to Extend the
Current Agreement for Animal Shelter Services.

WHEREAS, pursuant to Resolution No. 59/14, dated April 16, 2014, the City of Long Beach entered into an agreement with Posh Pets Rescue, 340 East 93rd Street, New York, New York 10128 for the providing of Animal Shelter Services for all animals that are surrendered by residents of Long Beach as well as all animals seized and brought to the Shelter by the City's Animal Control Officers, for veterinary services, kennel help, food and litter; and

WHEREAS, the City desires to continue said services and to extend the agreement for an additional three years, at an annual fee of \$115,000;

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 extend the agreement with Posh Pets Rescue, 340 East 93rd Street, New York, New York 10128, for a period of three years, to provide shelter services for all animals that are surrendered by residents of Long Beach as well as all animals seized and brought to the Shelter by the City's Animal Control Officers, to include veterinary services, kennel help, food and litter and administration fees, at a cost of \$115,000.00. Funds are available in Account No. A3120.54450 (Contracted Services).

June 21, 2016

Item No. 6
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the City Manager to Purchase
Replacement Parts for the Primary Clarifier at the Water
Pollution Control Plant from the Lowest Responsible Bidder.

WHEREAS, after due advertisement therefore, four bids were received in
the Office of the City Purchasing Agent on Thursday, January 14, 2016 at 11:00 for the purchase
and delivery of replacement parts for the primary clarifier at the Water Pollution Control Plant,
which will be installed by City employees; and

WHEREAS, Brentwood Industries, 500 Spring Ridge Road, Reading, PA 19610
was the lowest responsible bidder for the various replacement parts, at a total cost of \$26,306.20;

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 purchase various replacement parts for the
primary clarifier at the Water Pollution Control Plant, from Brentwood Industries, 500 Spring
Ridge Road, Reading, PA 19610, at a total cost of \$26,306.20. Funds are available in Account
No. H3016.52321 (Sewer Fund-Clarifier Tank).

June 21, 2016

Item No. 7
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the City Manager to Enter into an Agreement for Drainage, Venting and Electrical Renovations to the City's Swimming Pool with the Lowest Responsible Bidder.

WHEREAS, as a result of Superstorm Sandy, the City's swimming pool located at the natatorium in the Recreation Center, sustained extensive damage; and

WHEREAS, after due advertisement therefore, two bids were received in the Office of the Commissioner of Public Works on February 10, 2016 for drainage, venting and electrical renovations, to include demolition and removal of the pool floor drain pipe system and replacement; installation of new sewer clean outs; installation of new electrical wiring, conduits, junction boxes and panels; and installation of new duct work, exhaust fans and shutters; and

WHEREAS, Palace Electrical Contractors, Inc., 3558 Park Avenue, Wantagh, New York 11793 was the lowest responsible bidder at a cost of \$474,000.00;

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 Palace Electrical Contractors, Inc., 3558 Park Avenue, Wantagh, New York 11793 for drainage, venting and electrical renovations at the City's Swimming Pool, at a cost of \$474,000.00. Funds are available in P1000.54444 (Sandy FEMA-Building Repairs).

June 21, 2016

Item No. 8
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the City Manager to Enter into an Agreement for the Furnishing and Installation of New Doors at the City's Ice Arena with the Lowest Responsible Bidder.

WHEREAS, as a result of Superstorm Sandy the exterior and interior doors at the City's Ice Arena were exposed to salt water corrosion and sustained extensive damage; and

WHEREAS, after due advertisement therefore, two bids were received in the Office of the Commissioner of Public Works on April 28, 2016 for the furnishing and installation of exterior and interior doors at the City's Ice Arena, to include framing, hardware and locks; and

WHEREAS, Empire Energy Specialist, Inc., 970 Nepperhan Avenue, Yonkers, New York 10703 was the lowest responsible bidder at a cost of \$233,000.00

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 Empire Energy Specialist, Inc., 970 Nepperhan Avenue, Yonkers, New York 10703 for the furnishing and installation of exterior and interior doors at the City's Ice Arena, at a cost of \$233,000.00. Funds are available in P1000.54444 (Sandy FEMA-Building Repairs).

June 21, 2016

Item No. 9
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the City Manager to Amend the Agreement for Engineering Services in Conjunction with the Rehabilitation of the Sand Filter and Filter Building at the Wastewater Treatment Plant.

WHEREAS, pursuant to Resolution No. 153/14, duly adopted on November 5, 2014, the City entered into an agreement with Cameron Engineers, 100 Sunnyside Boulevard, Woodbury, New York 11797 for engineering services to prepare detailed plans and specifications for the rehabilitation of the sand filter and filter building at the City's Wastewater Treatment Plant in accordance with all federal, state and local guidelines and codes; and

WHEREAS, the City is requesting further engineering services to develop a system for meeting Total Residual Chlorine (TRC) requirements imposed by the New York State Department of Environmental Conservation; and

WHEREAS, in addition, a sodium bisulfite system will be designed and submitted to the DEC for approval, which will give the City the ability to bid out the necessary work as one project, not as two, thereby resulting in savings on engineering services during the construction phase for a single project;

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 amend the agreement with Cameron Engineers, 100 Sunnyside Boulevard, Woodbury, New York 11797 for further engineering services for the rehabilitation of the sand filter and filter building at the City's Wastewater Treatment Plant, at a cost of \$67,250.00. Funds are available in H3000.53068 (Wastewater Treatment Plant-De-chlorination Regulation).

June 21, 2016

Item No. 10
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the City Manager to Enter into a
Contract for Street Lighting Maintenance and Repair.

WHEREAS, after due advertising therefor, two bids were received in the Office of the Commissioner of Public Works on May 12, 2016 for the maintenance, repair, replacement and installation of the City's street lighting system in accordance with plans and specifications on file in the Department of Public Works; and

WHEREAS, Palace Electrical Contractors, Inc., 3558 Park Avenue, Wantagh, New York 11793 was the lowest responsible bidder for a one year contract, at a cost of \$5,100 per month for maintenance and labor plus the cost of any as needed items;

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 a contract with Palace Electrical Contractors, Inc., 3558 Park Avenue, Wantagh, New York 11793 for the maintenance and repair of the City's street lighting systems at a cost of \$5,100 per month for maintenance and labor plus the cost of any as needed items, for a one year contract, with the provision for two one-year extensions upon the City's option. Funds are available in Account No. A1490.54447 (Street Re-Lamping).

June 21, 2016

Item No. 11
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the Use of Community Development
Block Grant Funds for the Conversion of the Existing Auditorium
in the Parish Hall at St. Mary of the Isle to a Basketball Court.

WHEREAS, each year the City is awarded Community Development Block Grant
Funds which are then appropriated to help finance different community projects within the City;
and

WHEREAS, after due advertisement therefore, one bid was received in the Office
of the Commissioner of Public Works on April 7, 2016 for the conversion of the existing
auditorium at St. Mary of the Isle to a basketball court with new wall pads, in accordance with
plans and specifications on file in the Department of Public Works; and

WHEREAS, Elmer L. Henn, Inc., 195 Park Avenue, Bethpage, New York 11714
was the sole responsible bidder at a cost of \$113,806.00;

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 a contract with Elmer L. Henn, Inc.,
195 Park Avenue, Bethpage, New York 11714 for conversion of the existing auditorium at St.
Mary of the Isle to a basketball court with new wall pads, at a total cost of \$113,806.00. Funds
In the amount of \$50,775 are available in Account No. S9920.54804 (PF&I-Community Centers
40th yr.) and funds in the amount of \$63,031 are available in Account No. S9921.54804 (PF&I-
Community Centers 41st yr.).

June 21, 2016

Item No. 12
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing Publication for Hearing of an
Ordinance to Amend the Code of Ordinances of the City
of Long Beach Re: Motor Vehicles and Traffic.

WHEREAS, there has been presented to this Council the following proposed
Ordinance:

“ORDINANCE TO AMEND THE CODE OF ORDINANCES
OF THE CITY OF LONG BEACH RE: MOTOR VEHICLES
AND TRAFFIC.”

(See Ordinance Attached)

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York, that the
City Clerk shall cause to be published in the official newspaper of the City of Long Beach the
title, and a summary or the full text of said Ordinance; and be it further

RESOLVED, that said Ordinance shall be on the calendar for public hearing at a
meeting of the City Council to be held at City Hall, 1 West Chester Street, Long Beach, New
York, on July 5, 2016 at 7:00 p.m. on that day.

ORDINANCE TO AMEND THE CODE OF ORDINANCES
OF THE CITY OF LONG BEACH RE: MOTOR VEHICLES
AND TRAFFIC.

BE IT ENACTED, by the City Council of the City of Long Beach, New York, as follows:

Sec.1. Chapter 15, Article I, Section 15-8 of the Code of Ordinances of the City of Long Beach, as heretofore amended, shall be and the same is hereby added to and amended to read as follows:

“Sec. 15-8. Stop intersections established and enumerated.

The following intersections are hereby designated as "Stop" intersections. "Stop" signs shall be erected at appropriate places controlling traffic approaching said intersections from directions indicated. All traffic approaching "Stop" sign erected pursuant hereto, must come to a full stop before entering the intersection.

Intersections	Traffic Flow	Location
Maple & Richmond Road	N	SE ”

Sec. 2. This Ordinance shall take effect immediately.