

CALENDAR
for
REGULAR MEETING OF THE COUNCIL
of the
CITY OF LONG BEACH
held
MARCH 15, 2016

PUBLIC HEARING: Bond Ordinance Authorizing Financing for City-Wide Sewer System Improvements, Stating the Estimated Total Cost Thereof is \$500,000, Appropriating Said Amount Therefor, and Authorizing the Issuance of Not to Exceed \$500,000 Bonds of Said City to Finance Said Appropriation.

PUBLIC HEARING: For the purpose of providing all persons and representatives of organizations with significant social, economic and environmental interests an adequate opportunity to publicly present their views on and propose activities for the City's Community Development Program for the 2016-2017 (42nd Year).

1. Bond Ordinance Authorizing Financing for City-Wide Sewer System Improvements, Stating the Estimated Total Cost Thereof is \$500,000, Appropriating Said Amount Therefor, and Authorizing the Issuance of Not to Exceed \$500,000 Bonds of Said City to Finance Said Appropriation.

Legislative Memo: This Bond authorization will have a zero impact upon our debt service. We are reducing the budget for a sewer project that subsequently received FEMA funding in the same amount, thereby achieving a net zero effect on our debt service.

2. Resolution Authorizing the Filing of an Application with the County of Nassau for the Purpose of Undertaking a Community Development Program, Under Title I of the Housing and Community Development Act of 1974, as Amended, and Title II of the National Affordable Housing Act of 1990, as Amended, for Inclusion in the City's Community Development Program for 2016-2017 (42nd Year).

Legislative Memo: The current Community Development public hearing will give citizens the opportunity to provide input and make their comments known regarding what type of eligible activities the City of Long Beach should apply for in the 42nd year application. Eligible activities include but are not limited to: Homeownership Assistance and Housing Rehabilitation Programs; Public Facility and Public Improvement Projects; Public Service Programs; Economic Development & Business Assistance. Eligible activities must meet one or more of the three national

objectives listed in federal statutes as follows: (i) Provide benefits to low and moderate income persons, (ii) Aid in the prevention or elimination of slums or blight, or (iii) Provide funding for projects that have a particular urgency because existing conditions pose a serious and immediate threat to the health or welfare of the community. The City is also pleased to provide increased opportunities for citizen involvement through workshops and other forms of communication.

3. Resolution Authorizing Annual Allocation of Community Development Funds for the 41st Program Year.

Legislative Memo: Annual appropriation of the Community Development Block Grant for approved projects such as infrastructure repairs and improvements to various community centers within the City, ADA improvements in City Hall, residential rehabilitation and funding for public service programs such as youth and senior programs. The City held a public hearing for the 41st Program Year in March of 2015 and submitted its application on April 1, 2015. The City received written authorization from Nassau County that the environmental review process has been completed and that we can now begin to expend funds for the 41st Program Year.

4. Resolution Authorizing the President of the City Council to Enter into an Employment Contract with the City Manager.

Legislative Memo: The City Council desires to extend the City Manager's employment contract for an additional two year period.

5. Resolution Authorizing Publication of a Notice of Public Hearing of an Application to Waive the Off-Street Parking Requirements for Premises: 888 West Beech Street (street floor), Long Beach, New York.
Re: Stone Crab/Seafood Restaurant

March 15, 2016

Item No. 1
Ordinance No.

The following Ordinance was moved by
and seconded by :

BOND ORDINANCE AUTHORIZING FINANCING FOR CITY-WIDE SEWER SYSTEM IMPROVEMENTS, STATING THE ESTIMATED TOTAL COST THEREOF IS \$500,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$500,000 BONDS OF SAID CITY TO FINANCE SAID APPROPRIATION.

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

Section 1. The City of Long Beach, Nassau County, New York (herein called the “City”), is hereby authorized to finance the cost of city-wide sewer system improvements, at the estimated maximum cost of \$500,000. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and to the financing thereof, is \$500,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of not to exceed \$500,000 bonds of the City to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the aggregate principal amount of \$500,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called “Law”), to finance the appropriation referred to herein.

Section 3. The period of probable usefulness of the class of objects or purposes for which said \$500,000 bonds herein authorized are to be issued, within the limitations of Section 11.00 a. 4 of the Law, is forty (40) years.

Section 4. The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the City for expenditures made after the effective date of this ordinance for the purpose or purposes for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 5. Each of the bonds authorized by this ordinance and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the City, payable as to both principal and interest by general tax upon all the taxable real property within the City. The faith and credit of the City are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the City by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 6. Subject to the provisions of this ordinance and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the City Council relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and relative to executing agreements for credit enhancement, are hereby delegated to the City Comptroller, the chief fiscal officer of the City.

Section 7. The validity of the bonds authorized by this ordinance, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the City is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such ordinance or a summary hereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or such obligations are authorized in violation of the provisions of the constitution.

Section 8. This ordinance, which takes effect immediately upon the final passage thereof, shall be published in summary form in the official newspaper of said City, together with a notice of the City Clerk in substantially the form set forth in paragraph a of Section 81.00 of the Local Finance Law.

March 15, 2016

Item No. 2
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the Filing of an Application with the County of Nassau for the Purpose of Undertaking a Community Development Program, Under Title I of the Housing and Community Development Act of 1974, as Amended, and Title II of the National Affordable Housing Act of 1990, as Amended, for Inclusion in the City's Community Development Program for 2016-2017 (42nd Year).

WHEREAS, the Secretary of the U.S. Department of Housing and Urban Development is authorized to make grants to states and other units of general local government to help finance Community Development and Housing Programs; and

WHEREAS, the U.S. Department of Housing and Urban Development requires various assurances that the City will comply in all respects with State and Federal Laws, Rules and Regulations; and

WHEREAS, a Public Hearing was held before the City Council on the 15th day of March, 2016 at which time all persons and representatives of organizations with significant social, economic and environmental interests were given an adequate opportunity to publicly present their views on and propose activities for said program;

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 execute and file an application on behalf of the City of Long Beach with the County of Nassau for the purpose of undertaking a Community Development and Housing Program for the 2016-2017 Program (42nd Year); and be it further

RESOLVED, that the City Manager be and he hereby is authorized to furnish such additional information as may be required in connection with the application, to execute appropriate assurances, to comply in all respects with the State and Federal Laws, Rules and Regulations.

March 15, 2016

Item No. 3
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing Annual Allocation of Community
Development Funds for the 41st Program Year.

BE IT RESOLVED, by the City Council of the City of Long Beach, New York,
that the following allocation to the Community Development Fund for the 41st Program Year is
hereby authorized:

COMMUNITY DEVELOPMENT FUND
41st Program Year

Increase Estimated Revenues: SG10514	\$402,000.00
SG070.47100 Nassau County Grants	\$402,000.00
Increase Appropriations: SG20960	\$402,000.00
S9921.51101 Administration- Salaries	\$55,736.00
S9921.51102 Temporary Salaries / Youth Employment	\$41,802.00
S9921.54804 PF&I Community Centers	\$120,000.00
S9921.54805 PF&I City Hall ADA Improvements	\$30,000.00
S9921.54807 Public Svs- Senior Programs	\$60,000.00
S9921.54808 Public Svs- Youth Groups	\$67,000.00
S9921.54810 Residential Rehab	\$20,000.00
S9921.58030 Social Security (for salaries)	\$7,462.00

March 15, 2016

Item No. 4
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the President of the City Council to
Enter into an Employment Contract with the City Manager.

WHEREAS, on January 3, 2012, pursuant to Resolution No. 3/12, the City
Council appointed Jack Schnirman as City Manager of the City of Long Beach; and

WHEREAS, pursuant to Resolution No. 23/12, adopted February 7, 2012, the
City Council authorized a contract with City Manager Jack Schnirman; and

WHEREAS, pursuant to Resolution No. 11/14, adopted on January 22, 2014, the
City Council authorized a contract extension with City Manager Jack Schnirman; and

WHEREAS, both parties desire to enter into a successor Agreement ;

NOW, THEREFORE, be it

RESOLVED, it is the desire of the City Council of the City of Long Beach, New
York, to allow the President of the City Council to enter into an employment contract with the
City Manager.

March 15, 2016

Item No. 5
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: 888 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 888 West Beech Street (street floor), Long Beach, New York (Section 59, Block 258, Lots 1-2, 17-18) between Wyoming Avenue and Alabama Street, having frontage of less than 20 feet, on behalf of the owner Cadd Beech Street LLC, 2681 East 14th Street, Brooklyn, New York 11235 to be used as a Stone Crab/Seafood Restaurant;

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 April 5, 2016 at 7:00 p.m. on that date; and be it further

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