

**CALENDAR**  
**for**  
**REGULAR MEETING OF THE COUNCIL**  
**of the**  
**CITY OF LONG BEACH**  
**held**  
**JANUARY 17, 2023**

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**PUBLIC HEARING:** Ordinance Authorizing Financing for the Acquisition of a Tax Assessment System, Stating the Estimated Total Cost Thereof is \$146,000, Appropriating Said Amount Therefor, and Authorizing the Issuance of Not to Exceed \$146,000 Bonds of Said City to Finance Said Appropriation.

1. Ordinance Authorizing Financing for the Acquisition of a Tax Assessment System, Stating the Estimated Total Cost Thereof is \$146,000, Appropriating Said Amount Therefor, and Authorizing the Issuance of Not to Exceed \$146,000 Bonds of Said City to Finance Said Appropriation.
2. Resolution Authorizing the Acting City Manager to Purchase a Vehicle for the City's Transportation Department Through New York State Office of General Services.
3. Resolution Authorizing Transfer of Funds for the 2022-2023 Fiscal Year.
4. Resolution Authorizing Transfer of Funds for the 2022-2023 Fiscal Year.
5. Resolution Authorizing the Acting City Manager to Enter into an Agreement for the Performing of Additional Fire Safety Services.
6. Resolution Appointing a Member to the Board of Ethics for the City of Long Beach.
7. Resolution Authorizing the City Comptroller to Execute and Participate in the New York Cooperative Liquid Assets Securities System Investment Fund.
8. Resolution Authorizing Publication for Hearing of an Ordinance to Amend the Code of Ordinances of the City of Long Beach Re: Housing and Property Rehabilitation and Conservation Code: Mortgage-in-Default Registry.
9. Approval of Minutes of Prior Meeting of January 3, 2023.

January 17, 2023

Item No. 1  
Ordinance No.

The following Resolution was moved by  
and seconded by :

BOND ORDINANCE DATED JANUARY 3, 2023.

ORDINANCE AUTHORIZING FINANCING FOR THE ACQUISITION OF A TAX ASSESSMENT SYSTEM, STATING THE ESTIMATED TOTAL COST THEREOF IS \$146,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$146,000 BONDS OF SAID CITY TO FINANCE SAID APPROPRIATION.

BE IT ENACTED, by the 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 the acquisition of a tax assessment system, at the estimated maximum cost of \$146,000. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and to the financing thereof, is \$146,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of not to exceed \$146,000 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 \$146,000 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 specific object or purpose for which said \$146,000 bonds herein authorized are to be issued, within the limitations of Section 11.00 a. 53-a of the Law, is ten (10) 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

- (c) 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 §81.00 of the Local Finance Law.

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Item No. 2  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Authorizing the Acting City Manager to Purchase a  
Vehicle for the City's Transportation Department through New York  
State Office of General Services.

WHEREAS, the City's Transportation Department has a vehicle in their current  
fleet that are nearing the end of its service life; and

WHEREAS, Maguire Cars LLC, d/b/a Maguire Nissan, of Ithaca, 320 Elmira  
Road, Ithaca, New York 14850 is an awarded vendor through New York State Office of General  
Services, OGS Contract #PC68972SB; and

WHEREAS, the City desires to purchase one (1) 2023 Nissan Frontier, with  
specified options, at a cost of \$48,120.60;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the  
City Manager be and is hereby authorized to purchase one (1) 2023 Nissan Frontier, with  
specified options, at a cost of \$48,120.60, for the City's Transportation Department from  
Maguire Cars LLC, d/b/a Maguire Nissan, of Ithaca, 320 Elmira Road, Ithaca, NY 14850  
through New York State Office of General Services, Contract #PC68972SB. Funds are available  
in Account No. H1020.53086 and Account No. A5630.52220, with the amount of \$43,308.00  
being reimbursable pursuant to Federal Transit Administration Grant NY-2017-037-00 and the  
New York State Department of Transportation.

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Item No. 3  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Authorizing Transfer of Funds for the  
2022-2023 Fiscal Year.

WHEREAS, the City's Sanitation Department anticipates their Overtime Salaries budget line to be exhausted before the end of the 2022-2023 fiscal year; and

WHEREAS, the estimated cost to maintain the City Sanitation Department's normal services for the remainder of the 2022-2023 fiscal year requires the following transfer of funds;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the following transfer of General Funds be and are hereby authorized:

<b><u>Budget Code</u></b>	<b><u>Description</u></b>	<b><u>Transfer From:</u></b>	<b><u>Transfer To:</u></b>
A8160.51102	Sanitation-Temporary Salaries	\$35,000.00	
A8160.54459	Sanitation-Waste and Rubbish Removal	\$35,000.00	
A1620.51103	Sanitation-Overtime Salaries		\$70,000.00

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Item No. 4  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Authorizing Transfer of Funds for the  
2022-2023 Fiscal Year.

WHEREAS, the City's Recreation Department recently purchased an Americans with Disabilities Act (ADA) compliant Aquatrek Ladder before the end of the 2022-2023 fiscal year; and

WHEREAS, a transfer of funds is required for the City's Recreation Department to replenish funds that were used to purchase said Aquatrek Ladder;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the following transfer of General Funds be and are hereby authorized:

<b><u>Budget Code</u></b>	<b><u>Description</u></b>	<b><u>Transfer From:</u></b>	<b><u>Transfer To:</u></b>
A1990.54406	Contingency	\$8,245.93	
A7140.54410	Supplies and Materials		\$8,245.93

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Item No. 5  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Authorizing the Acting City Manager to Enter into  
an Agreement for the Performing of Additional Fire Safety Services.

WHEREAS, pursuant to Resolution No. 116/22, adopted on July 19, 2022, the  
City entered into an agreement for the performing of Fire Safety Services; and

WHEREAS, pursuant to and authorized by said Resolution and agreement , the  
City has requested a detailed cost proposal from Fire Command Co., 475 Long Beach Boulevard,  
Long Beach, New York 11561 to provide labor and materials to install an Automatic Fire Alarm  
System at the Maple Avenue Firehouse; and

WHEREAS, Fire Command Co., 475 Long Beach Boulevard, Long Beach, New  
York 11561 has proposed to provide labor and materials to install an Automatic Fire Alarm  
System at the Maple Avenue Firehouse, at a cost of \$39,088.00;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the  
Acting City Manager be and is hereby authorized to enter into an agreement with Fire Command  
Co., 475 Long Beach Boulevard, Long Beach, New York 11561 to provide labor and materials  
to install an Automatic Fire Alarm System at the Maple Avenue Firehouse. Funds are available  
in Account No. H1022.53101.

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Item No. 6  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Appointing a Member to the Board  
of Ethics for the City of Long Beach.

WHEREAS, pursuant to Article 2, Section 18 of the Charter of the City of Long Beach, the City Council appoints the members of the Board of Ethics, composed of eight (8) members; and

WHEREAS, said members of the Board of Ethics shall serve at the pleasure of the City Council; shall reside in the City of Long Beach; shall serve without compensation; and shall have at least one member that is an elected or appointed officer or employee of the City; and

WHEREAS, the Board shall render advisory opinions with respect to Article 18 of the General Municipal Law and the City's Code and all requests for opinions must be submitted to the Board in writing;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York, that Elizabeth Treston, Vice President of the City Council, and a duly elected official, is hereby appointed as a member of the Board of Ethics for the City of Long Beach.



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Item No. 7  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Authorizing the City Comptroller to Execute  
and Participate in the New York Cooperative Liquid  
Assets Securities System Investment Fund.

WHEREAS, the New York Cooperative Liquid Assets Securities System (“NYCLASS”) promotes itself as a short-term, highly liquid investment fund, designed specifically for the public sector and provides municipalities the opportunity to invest funds on a cooperative basis in short-term investments that are carefully chosen to yield favorable returns while striving to provide maximum safety and liquidity; and

WHEREAS, NYCLASS is subject to the Municipal Cooperation Agreement Amended and Restated as of March 28, 2019 (“Municipal Cooperation Agreement”) and is structured in accordance with General Municipal Law Article 3-A, Article 5-G, Sections 119-n and 119-o, as well as Chapter 623 of the Laws of 1998; and

WHEREAS, City participation and investment of City monies in NYCLASS is a permitted investment under Section IX of the City of Long Beach Investment Policy and is authorized by the law mentioned above; and

WHEREAS, participation in NYCLASS requires a City Council resolution which authorizes the entry into and adoption of the Municipal Cooperation Agreement;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the City Comptroller is hereby authorized to enter into the Municipal Cooperation Agreement and participate in NYCLASS.

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Item No. 8  
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: Housing and Property Rehabilitation  
and Conservation Code: Mortgage-in-Default Registry.

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: HOUSING AND  
PROPERTY REHABILITATION AND CONSERVATION  
CODE: MORTGAGE-IN-DEFAULT REGISTRY.”

(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 February 7, 2023 at 7:00 p.m. on that day.

ORDINANCE TO AMEND THE CODE OF ORDINANCES  
OF THE CITY OF LONG BEACH RE: HOUSING AND  
PROPERTY REHABILITATION AND CONSERVATION  
CODE: MORTGAGE-IN-DEFAULT REGISTRY.

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

Sec.1. Chapter 13, Article II, Section 13-29(d)(2) and (d)(4) of the Code of Ordinances of the City of Long Beach, shall be and the same is hereby amended to read as follows:

“Sec. 13-29. Mortgage-in-Default Registry.

...

(d) *Registration of real property with mortgage-in-default.*

...

(2) Within ten (10) days of the date that the mortgagee declares its mortgage on a particular parcel of real property to be in default, **and following the mortgagee filing a notice of pendency in a court of competent jurisdiction,** the mortgagee shall inspect and register the real property with the City’s mortgage-in-default registry. The mortgagee shall include in the registration if the property is vacant or occupied.

...

(4) An annual non-refundable registration fee in the amount of **\$75** per property shall accompany the mortgage-in-default registration form(s). Subsequent annual registrations of defaulted properties and fees in the amount of **\$75** are due within ten (10) days of the expiration of the previous registration.”

Sec. 2. This Ordinance shall take effect immediately.