

**PROCEEDINGS OF THE CITY COUNCIL
CITY OF LONG BEACH
MEETING OF FEBRUARY 7, 2023**

Present: Council President Bendo and Council Members Lester, Posterli and Treston. Council Member
McInnis was absent

1. 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

Summary: This ordinance will update our Mortgage-in-Default Registry Ordinance to bring it in compliance with a new state law.

Full text of this ordinance is available from the Office of the City Clerk, or online at <http://www.longbeachny.gov/councilmeetings>.

Adopted Unanimously

2. Resolution Authorizing the Acting City Manager to Purchase Industrial and Commercial Equipment and Supplies Under Two Sourcwell Contracts.

The Acting City Manager is authorized to purchase Industrial and Commercial Equipment and Supplies from Fastenal Company, Winona, MN under Sourcwell (RFP#091422-FAS), on and as needed basis, effective February 7, 2023 through November 8, 2026, and from W.W. Grainger, Inc., d/b/a Grainger North America, Lake Forest, IL under Sourcwell (RFP#101320-WWG), on an as needed basis, effective February 7, 2023 through November 16, 2024.

Adopted Unanimously

3. Resolution Authorizing Budget Amendments to the General Fund Budget and the Sewer Fund Budget for the 2022-2023 Fiscal Year.

The following amendments to the General Fund Budget and the Sewer Fund Budget for the 2022-2023 Fiscal Year are authorized:

SEWER FUND - 2022-2023 Fiscal Year

Decrease Appropriations:	G20960	\$125,000.00
G8540.51101 Sewer Maintenance-Regular Salaries		\$125,000.00

Increase Appropriations:	G20960	\$125,000.00
G9915.59907 Interfund Transfer-General Fund		\$125,000.00

GENERAL FUND - 2022-2023 Fiscal Year

Increase Estimated Revenue:	A10510	\$125,000.00
A0045.45034 Interfund Transfer Sewer		\$125,000.00

Increase Appropriations	G20960	\$125,000.00
A1640.51101 Central Garage-Regular Salaries		\$25,000.00
A1990.54406 Contingency		\$82,000.00
A8172.51101 Beach Maintenance-Regular Salaries		\$18,000.00

Adopted By Three Affirmative Votes
Council Member Lester Voted No

4. Resolution Authorizing Budget Amendments to the Community Development Fund for the 45th Program Year

The following amendments to the Community Development Fund for the 45th Program Year are authorized:

COMMUNITY DEVELOPMENT FUND - 45th Program Year

<u>Budget Code</u>	<u>Description</u>	<u>Transfer From:</u>	<u>Transfer To:</u>
S9925.54479	PF&I Rec. Center Upgrades	\$29,947.62	
S9925.54810	Residential Rehabilitation		\$13,000.00
S9925.54847	Special Economic Development-LB Rise		\$10,000.00
S9925.54826	TOD Street and Sidewalk Improvement		\$6,947.62
S9925.51102	Youth Employment Training-Summer	\$ 24,000.00	
S9925.54808	Youth Employment Training		\$24,000.00
S9925.54845	Soup Kitchen	\$3,250.00	
S9925.54808	Youth Employment Training		\$ 3,250.00

Adopted Unanimously

5. Resolution Authorizing Annual Allocation of Community Development Funds for the 48th Program Year

The following allocation to the Community Development Fund for the 48th Program Year is authorized:

COMMUNITY DEVELOPMENT FUND - 48th Program Year

Increase Estimated Revenues: SG10510	\$280,050.00	
SG070.47100 Nassau County Grants		\$280,050.00
Increase Appropriations: SG20960		\$280,050.00
S9928.51101 Administration- Salaries	\$ 42,500.00	
S9928.54512 PF&I- Ice Hockey	\$100,000.00	
S9928.54513 PF&I- Fire Station Upgrades	\$ 87,550.00	
S9928.54826 PF&I-Transit Oriented Development (TOD)	\$ 1,000.00	
S9928.54817 PS- Senior Services Program	\$ 20,000.00	
S9928.54808 PS- Youth Services Program	\$ 20,000.00	
S9928.54827 PS- Adult Services	\$ 8,000.00	
S9928.54810 Residential Rehabilitation	\$ 1,000.00	

Adopted By Three Affirmative Votes
Council Member Lester Voted No

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

The following transfer of General Funds are hereby authorized:

<u>Budget Code</u>	<u>Description</u>	<u>Transfer From:</u>	<u>Transfer To:</u>
A3120.54450	Police-Fees for Services	\$2,522.00	
A1430.54420	Civil Service-Exam Fees		\$2,522.00

Adopted Unanimously

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

The following transfer of General Funds are hereby authorized:

<u>Budget Code</u>	<u>Description</u>	<u>Transfer From:</u>	<u>Transfer To:</u>
A1990.54406	Contingency	\$4,320.92	
A1325.54410	Tax Receiver-Supplies & Materials		\$4,320.92

Adopted By Three Affirmative Votes
Council Member Lester Voted No

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

The following transfer of General Funds are hereby authorized:

<u>Budget Code</u>	<u>Description</u>	<u>Transfer From:</u>	<u>Transfer To:</u>
A1355.54453	Tax Assessor-Consultants	\$10,000.00	
A1355.51103	Tax Assessor-Overtime Salaries		\$10,000.00

Adopted Unanimously

9. Resolution Authorizing Settlement of Certiorari Proceedings.

The Corporation Counsel is authorized and directed to enter into a stipulation with 700 Shore Road Waters Edge Inc. settling the certiorari proceedings covering fiscal years 2018/19 through 2022/23 for a lump sum payment of \$85,000.00 and a reduction of the assessed valuation from \$680,000 to \$585,000 on condition that no grievance and/or petition be filed for the tax years 2023/24, 2024/25 and 2025/26.

Adopted Unanimously

10. Resolution Authorizing the Acting City Manager to Purchase Assessment Software for the City

The Acting City Manager is authorized to purchase assessment software with specified options from Tyler Technologies, Plano, Texas, at total cost of \$121,000.00. Funding for this purchase will be available in February of 2023, pursuant to Bond Authorization No. 3072/23, approved by the City Council on January 17, 2023.

Adopted By Three Affirmative Votes
Council Member Lester Voted No

11. Resolution Declaring the City Council of the City of Long Beach Lead Agency for the Pacific Park Playground Improvement Project, Declaring said Project to Constitute an Unlisted Action and Authorizing the Acting City Manager to Execute and Accept a Grant for the Renovation of Pacific Playground with the New York State Office of Parks, Recreation and Historic Preservation

The Acting City Manager is authorized to accept and execute a grant with the New York State Office of Parks, Recreation and Historic Preservation (Contract #C20216GG) in the amount of \$335,350.00, to reimburse the City for funds expended for the Pacific Park Playground Improvement Project. The City Council is declared Lead Agency for the City of Long Beach in this matter, and hereby adopts this Resolution and determines that the Pacific Park Playground Improvement Project constitutes an Unlisted Action pursuant to SEQRA. Also, the City Council adopts this resolution making a SEQRA environmental determination that the proposed Pacific Park Playground Improvement Project will not have a significant effect on the environment and issues a negative declaration.

Adopted Unanimously

12. Resolution Authorizing the Acting City Manager to Accept a Donation for the Repair or Replacement of a Zamboni Electric Charging Station for the Long Beach Ice Arena

The Acting City Manager is authorized to accept the donation of \$5,000.00 to the City of Long Beach for the repair or replacement of a Zamboni electric charging station for the Long Beach Ice Arena, from B2K

Development LLC, the developer and owner of The Breeze at Long Beach, LLC and Isla Blu at Long Beach LLC, Jericho, New York.

Adopted Unanimously

13. Resolution Authorizing the Acting City Manager to Purchase a Fire Alarm Management System with the Sole Responsible Bidder

The Acting City Manager is authorized to enter into a contract with All Service Controls Corp., Oceanside, New York for a one-year contract estimated at a cost not to exceed \$51,617.00

Adopted (as amended) By Three Affirmative Votes
Council Member Lester Voted No

14. Resolution Authorizing City Membership for The Interlocal Purchasing System and the Retention of Troy & Banks Consultants LLC as Independent Auditors to Perform Gross Receipt Tax and Franchise Fee Audits

The Acting City Manager is authorized to enter into an agreement with 4845 US Hwy.Pittsburg, TX to acquire membership with The Interlocal Purchasing System, and to enter into a separate agreement with Troy & Banks Inc., Buffalo, New York, to conduct a one-time audit of the City's collection of Gross Receipt Tax, cable franchise fees, gas, electric and telecom operator franchise fees and electric, gas, propane, water/sewer, and telecommunications account invoices, for the purpose of collecting fees and securing refunds, credits, recoveries and cost reductions for the City. Troy & Banks Inc., Buffalo, New York will be compensated on a contingency fee basis, and in the event the City of Long Beach does not receive any refunds, credits, reductions, and/or recoverable underpayments, there will be no fee for said services.

Adopted Unanimously

15. Resolution Authorizing Publication of a Notice of Public Hearing for 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 2023-2024 (49th Year).

A Public Hearing will be held at City Hall, 1 West Chester Street, Long Beach, New York, on February 21, 2023 at 7:00 p.m.

Adopted Unanimously

16. Resolution Authorizing Publication for Hearing of an Ordinance to Amend the Code of Ordinances of the City of Long Beach Re: Special Events, Offenses-Miscellaneous and Parks and Recreation

Summary: This ordinance will update our special events policies and procedures

Full text of this ordinance is available from the Office of the City Clerk, or online at <http://www.longbeachny.gov/councilmeetings>.

A Public Hearing will be held at City Hall, 1 West Chester Street, Long Beach, New York, on February 21, 2023 at 7:00 p.m.

Adopted By Three Affirmative Votes
Council Member Lester Voted No

17. Resolution Authorizing Publication for Hearing of an Ordinance to Amend the Code of Ordinances of the City of Long Beach Re: Ocean Beach Park

Summary: This ordinance will update our policies and procedures for placing tables and chairs on the boardwalk.

Full text of this ordinance is available from the Office of the City Clerk, or online at <http://www.longbeachny.gov/councilmeetings>.

A Public Hearing will be held at City Hall, 1 West Chester Street, Long Beach, New York, on February 21, 2023 at 7:00 p.m.

Adopted By Three Affirmative Votes
Council Member Lester Voted No

18. Resolution Authorizing Publication of a Notice of Public Hearing of an Application to Waive the Off-Street Parking Requirements for Premises: Re: 776 West Beech Street (street floor), Long Beach, New York.

A Public Hearing will be held at City Hall, 1 West Chester Street, Long Beach, New York, on February 21, 2023 at 7:00 p.m.

Adopted Unanimously

19. Approval of Minutes of Prior Meeting of January 17, 2023

Approved Unanimously

All Resolutions are available for inspection in the Office of the City Clerk during regular business hours.

Dated: February 8, 2023

David W Fraser
City Clerk