

CALENDAR
for
REGULAR MEETING OF THE COUNCIL
of the
CITY OF LONG BEACH
held
FEBRUARY 16, 2021

PUBLIC HEARING: Resolution Granting Waiver of Off-Street Parking Requirements Re: 163 East Park Avenue (street floor), Long Beach, New York.

Re: Kosher Foods and Grocery Products Shop

PUBLIC HEARING: Ordinance to Amend the Code of Ordinances of the City of Long Beach Re: Vehicles for Hire.

PUBLIC HEARING: Ordinance to Amend the Code of Ordinances of the City of Long Beach Re: Licenses and Business Regulations.

1. Approval of Minutes of Prior Meeting of December 15, 2020.
2. Resolution Granting Waiver of Off-Street Parking Requirements Re: Premises 163 East Park Avenue (street floor), Long Beach, New York.
Re: Kosher Foods and Grocery Products Shop
3. Ordinance to Amend the Code of Ordinances of the City of Long Beach Re: Vehicles for Hire.
4. Ordinance to Amend the Code of Ordinances of the City of Long Beach Re: Licenses and Business Regulations.
5. Resolution Declaring and Designating Juneteenth an Official Holiday in the City of Long Beach.
6. Resolution Authorizing Transfer of Funds for the 2020-2021 Fiscal Year.
7. Resolution Authorizing a Budget Amendment to the Community Development Fund for the 43rd Program Year.
8. 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 2021-2022 (47th Year).

February 16, 2021

Item No. 2
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Granting Waiver of Off-Street Parking Requirements
Re: Premises 163 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 163 East Park Avenue (street floor), Long Beach, New York (Section 59, Block 109, Lot 27) between Riverside and Long Beach Boulevards, having frontage of 20 feet, on behalf of the owner 163 E. Park Ave. Management LLC, 1266 East 23rd Street, Brooklyn, New York 11210 to be used as a Kosher Foods and Grocery Products Shop;

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 the owner 163 E. Park Ave. Management LLC, 1266 East 23rd Street, Brooklyn, New York 11210 for exemption with respect to the requirements for off-street parking at premises 163 East Park Avenue (street floor), having frontage 20 feet, be and the same hereby is granted, only and during the time that such premises shall be used as a Kosher Foods and Grocery Products Shop.

The following Ordinance was moved by
and seconded by :

ORDINANCE TO AMEND THE CODE OF ORDINANCES
OF THE CITY OF LONG BEACH RE: VEHICLES FOR HIRE.

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

Sec.1. Chapter 24, Article III, Division I, Sections 24-78 and 24-79, and Division II, Section 24-93 of the Code of Ordinances of the City of Long Beach, as heretofore amended, shall be and the same are hereby amended and added to, to read as follows:

“Sec. 24-78. Towing charges.

(a) The owner or lessee of each towing car shall file with the commissioner of police a schedule of maximum prices charged for the towing and storage of disabled motor vehicles. Charges for towing shall be based on the distance that disabled motor vehicles are to be towed and shall not be based on the availability of towing car facilities. No towing car owner or operator or other person employed by the owner shall base any towing charge upon estimating. Towing charges shown on the schedules, filed as required herein, shall not exceed the following maximum charges:

(1) For the pickup with standard equipment and towing for the first mile or part thereof, **one hundred seventy five dollars (\$175.00)**, and five dollars (\$5.00) for each additional mile or part thereof towed.

(b) When moving or removing a disabled motor vehicle from a ditch, field, ocean, channel, canal, creek, or from deep snow, mud, gravel or sand, an additional charge of **forty five dollars (\$45.00)** per hour or part thereof shall be allowed on a time basis. **All other charges must be shown on the authorization of towing form before a signature is obtained. A copy showing such extra charges must be given to the vehicle owner or person in charge of the vehicle before the vehicle is towed from the scene.**

(c) Subsection (a) shall not apply to the towing of motor trucks exceeding one and one-half (1- 1/2) ton capacity, nor shall it apply to towing under a contract which was in existence prior to the motor vehicle involved having become disabled.

Sec. 24-79. Storage charges.

Outside storage charges shall be at the rate of not more than \$25 per day. Inside storage rates may be determined by agreement of the parties. All vehicles must be stored on the premises of the tow car owner's terminal, whether indoors or outdoors, and shall not be permitted on public streets or public parking fields.”

...

“Sec. 24-93. Fees.

The owner or lessee licensed under this division shall pay the following non-refundable fees:

New application	\$200
Renewal application (including first tow car)	\$150
Each additional tow car	\$100
Replacement license/decals	\$25
Late fee (for renewal application received after March 1st)	\$100
Rotation tow list fee	\$500”

Sec. 2. This Ordinance shall take effect immediately.

The following Ordinance was moved by
and seconded by :

ORDINANCE TO AMEND THE CODE OF ORDINANCES
OF THE CITY OF LONG BEACH RE: LICENSES AND
BUSINESS REGULATIONS.

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

Sec. 1. Chapter 14, Article IX, Section 14-212 of the Code of Ordinances of the
City of Long Beach, shall be repealed, revoked and rescinded and Section 14-213 as heretofore
amended, shall be and the same is hereby amended to read as follows:

“Sec. 14-212. Maximum rates.

*(a) The charge for parking an automobile in a parking lot, when contracted for less
than one day, shall not exceed the following rates:*

- (1) Two dollars (\$2.00) for the first hour;*
- (2) One dollar (\$1.00) for each succeeding hour;*
- (3) The total charge shall not in any event exceed ten dollars (\$10.00) for any
one day.*

*Any fraction of an hour shall be deemed to be a full hour in computing the foregoing
charges.*

*(b) When parking privileges are purchased by the day, week or month, the charges
for parking an automobile in a parking lot shall not exceed the following rates:*

- (1) Ten dollars (\$10.00) per day;*
- (2) Fifty dollars (\$50.00) for any period of seven (7) consecutive calendar
days;*
- (3) One hundred dollars (\$100.00) for any period of thirty (30) consecutive
calendar days.”*

....

“Sec. 14-213. Signs.

Signs shall be erected and maintained at all times at each entrance to **every parking lot
which charges an hourly, daily, weekly, monthly, or yearly fee, or any derivative thereof.**
Such signs shall designate and include the following information:

- (a) Private Property Only;**
- (b) Owner/Management Telephone Contact Number;**
- (c) Parking Rates Per Spot;**
- (d) Tow Company’s Telephone Contact Number and Tow Rates along with the
verbiage “Violators will be towed at their own expense.”**

All letters and figures on each such sign shall be at least four (4) inches in height, and
sufficient illumination shall be provided so that such signs shall be readily readable after sunset.”

Sec. 2. Chapter 14, Article II, Section 14-15 of the Code of Ordinances of the City of Long Beach, as heretofore amended, shall be and the same is hereby amended to read as follows:

“Sec. 14-15. Occupational licenses and fees generally.

In addition to any other occupation or business required by this Code or other ordinance of the city to be licensed, the following occupations or businesses shall be licensed pursuant to this article, and the fees prescribed for the license by this section shall be paid:

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PARKING LOTS (That do not charge a fee for parking) . . . \$155.00
PARKING LOTS (That do charge a fee for parking: hourly, daily,
weekly, monthly, or yearly fee, or any derivative thereof) . . . \$50.00 per space
....”

February 16, 2021

Item No. 5
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Declaring and Designating Juneteenth an Official
Holiday in the City of Long Beach.

WHEREAS, officially issued on January 1, 1863 during the American Civil War, President Abraham Lincoln issued the Emancipation Proclamation, which declared more than three million slaves living in the Confederate states to be free; and

WHEREAS, African Americans in Texas continued to live under status quo slavery and the words of the Emancipation Proclamation did not reach the enslaved for over two years until Union soldiers arrived with the news in Galveston, Texas on June 19, 1865 and General Order 3 was announced, which reads in relevant part:

“The people of Texas are informed that in accordance with a Proclamation from the Executive of the United States, all slaves are free. This involves an absolute equality of rights and rights of property between former masters and slaves, and the connection heretofore existing between them becomes that between employer and hired laborer.”; and

WHEREAS, notwithstanding the foreshadowing of General Order 3 and the tough road ahead for African-Americans, upon hearing that slavery had been abolished, celebrations filled with prayer, feasting, song, and dance erupted, and from that day forward, June 19th was known as Juneteenth; and

WHEREAS, today, Juneteenth commemorates African-American freedom in our country and customarily includes prayer and religious services, speeches, educational events, family gatherings and picnics, and festivals with music, food, and dancing; and

WHEREAS, the City of Long Beach is a culturally diverse community which celebrates and embraces people of all races, religions, sexual orientation and creeds; and

WHEREAS, February marks Black History Month, a nationwide celebration that calls on all Americans to reflect on the significant roles that African-Americans have played in shaping history in the United States; and

WHEREAS, it is the desire of the City Council and the City Manager of the City of Long Beach, to declare during Black History Month, that June 19th, known as Juneteenth, is now an official holiday in the City of Long Beach;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, that the City Manager be and is hereby authorized to declare and designate June 19th, Juneteenth, an official holiday in the City of Long Beach.

RESOLVED, that the City Manager be and is hereby authorized to enter into an agreement with the Civil Service Employees Association (CSEA), to amend their collective bargaining agreement with the City to add Juneteenth to the list of designated paid holidays at no additional cost to the City; and be it further

RESOLVED, that the City Manager be and is hereby authorized to enter into an agreement with the Commanding Officers Association of Long Beach, NY (COA), to amend their collective bargaining agreement with the City to add Juneteenth to the list of designated paid holidays at no additional cost to the City.

February 16, 2021

Item No. 6
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing Transfer of Funds for the
2020-2021 Fiscal Year.

WHEREAS, additional funds are needed to repair a Street Maintenance street
sweeper, necessitating the transfer below;

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 is hereby authorized:

<u>Budget Code</u>	<u>Description</u>	<u>Transfer From:</u>	<u>Transfer To:</u>
A8170.54442	Street Maintenance-Equipment Rental	\$11,328.26	
A1640.54499	Central Garage-Vehicle Repairs		\$11,328.26

February 16, 2021

Item No. 7
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing a Budget Amendment to the
Community Development Fund for the 43rd Program Year.

WHEREAS, pursuant to Resolution No. 111/18, duly adopted on December 18,
2018, funds were transferred for the 43rd Program Year; and

WHEREAS, those funds now need to be transferred back to the original budget
line, as these funds will be used to start the Microenterprise Assistance Program recently
approved by Nassau County;

NOW, THEREFORE, be it

BE IT RESOLVED, by the City Council of the City of Long Beach, New York,
that the following amendment to the Community Development Fund for the 43rd Program Year is
hereby authorized:

COMMUNITY DEVELOPMENT FUND
43rd Program Year

<u>Budget Code</u>	<u>Description</u>	<u>Transfer From:</u>	<u>Transfer To:</u>
S9923.54805	PF&I City Hall ADA	\$55,000.00	
S9923.54822	Acquisition	\$75,000.00	
S9923.54818	Micro-Enterprise		\$130,000

February 16, 2021

Item No. 8
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 2021-2022 (47th 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;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the City Manager be and 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 2021-2022 Program (47th Year); and be it further

RESOLVED, that the City Manager be and 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; and be it further

RESOLVED, that due to public health and safety concerns related to COVID-19, the City Council may not be meeting in-person. In accordance with the Governor's Executive Order 202.60, the March 2, 2021 City Council meeting and this hearing may be held via videoconferencing; and be it further

RESOLVED, all persons and representatives of organizations with significant social, economic and environmental interests will be given an opportunity to present their views on and propose activities for said program and observe and participate in the virtual meeting by registering for the hearing at longbeachny.gov/councilmeetings.