

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

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

1. Ordinance to Amend the Code of Ordinances of the City of Long Beach Re: Motor Vehicles and Traffic

Summary: This ordinance will allow for school bus violation enforcement cameras to be used in the City.

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 and Approving a Master Agreement with BusPatrol America LLC.

The Master Agreement is authorized and approved, and the Acting City Manager is authorized to execute the Master Agreement and any other documents necessary to effectuate the Master Agreement.

Adopted By Four Affirmative Votes
Council Member Lester Abstained

3. Resolution Ratifying the Collective Bargaining Agreement Between the Long Beach Civil Service Employees Association Part-Timer Unit and the City of Long Beach and Authorizing the Acting City Manager to Execute Same.

The City hereby ratifies the final collective bargaining agreement between the City and the CSEA Part-Timer Unit and that the Acting City Manager be and is hereby authorized to execute same, and to file said agreement in the Office of the City Clerk.

Adopted Unanimously

4. Resolution Authorizing the Approval of a List of Eligible Volunteer Firefighters for 2022 Length of Service Award Program (LOSAP) Service Credit

The City Council of the City of Long Beach, New York hereby approves, pursuant to the requirements of the Service Award Program (LOSAP), the list of individuals submitted and certified by the Commissioner of the Long Beach Fire Department, for participation in the 2022 Service Award Program (LOSAP).

Adopted Unanimously

5. Resolution Authorizing Settlement of an Action Brought by Julia Lopez-Motherway Against the City of Long Beach, et al

The Corporation Counsel is authorized to settle the above referenced action entitled "Julia Lopez-Motherway against the City of Long Beach, et al.", for the sum of \$65,000 in settlement of all claims of said Plaintiff, including Plaintiff's claims in the United States District Court for the Eastern District of New York No. 20-cv-05652 and the City Comptroller is hereby authorized to pay \$65,000 to the Plaintiff in full payment of the City's settlement upon the Corporation Counsel's execution of said settlement.

Adopted Unanimously (as amended)

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

The following transfer of funds are hereby authorized:

<u>Budget Code</u>	<u>Description</u>	<u>Transfer From:</u>	<u>Transfer To:</u>
A1990.54406	Contingency	\$31,777.15	
A1680.54421	Telephone and Communications - IT		\$3,463.84
A8172.54444	Beach Maintenance – Building Repairs		\$28,313.31

Adopted By Four Affirmative Votes
Council Member Lester Voted No

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

The following transfer of funds are hereby authorized:

<u>Budget Code</u>	<u>Description</u>	<u>Transfer From:</u>	<u>Transfer To:</u>
A1990.54406	Contingency	\$5,000.00	
A1010.54440	City Council – Contracted Services		\$5,000.00

Adopted Unanimously

8. Resolution Authorizing the Retention of Consulting Services

The City Manager may retain Pracademic Partners, LLC, Livonia, New York to provide assistance in the executive search for the position of City Manager position for an initial 30 day phase, at a cost not to exceed \$5,000.

Adopted Unanimously

9. Resolution Authorizing the Acting City Manager to Amend the Contract for Asphalt Overlay Work at Various Locations Throughout the City

The Acting City Manager is hereby authorized to amend the contract with Roadwork Ahead, Inc., Syosset, New York for additional work required by the Spring Asphalt Overlay Project, at an additional cost of \$625,000.00.

Adopted Unanimously (as amended)

10. Resolution Authorizing the Acting City Manager to Enter into a Contract for the Rehabilitation of the High Pressure Sand Gravel Filters at the Water Purification Plant

The Acting City Manager is authorized to enter into a contract with H2M Engineers and Architects, Road, Melville, New York for the providing of professional consulting engineering services to inspect, prepare, a technical report describing the existing conditions, include a description of proposed alternatives for restoration of the filters, prepare plans, specifications and contract documents for the rehabilitation of the high pressure sand gravel filters at the City’s Water Purification Plant at a cost of \$131,116.00.

Adopted Unanimously

11. Resolution Authorizing the Acting City Manager to Enter into a Contract for Engineering Services, Inclusive of Alternate Analysis, Recommendation, and Implementation of Advanced Metering Infrastructure Water Meters from the Lowest Responsible Bidder

The Acting City Manager is hereby authorized to enter into a contract with H2M Engineers and Architects, Melville, New York for the providing of professional consulting engineering services to perform a comprehensive analysis of current technology available for water meters, make a recommendation on the meter and associated software that best suits the City of Long Beach, conduct a minimum of two presentations regarding the recommended alternative, prepare plans, specifications and contract documents for the selected water meter, perform construction administration and manage the respective project, at a cost of \$211,105.00.

Adopted Unanimously

12. Resolution Authorizing the Acting City Manager to Purchase Various T-Shirts and Athletic Apparel with Imprints from the Lowest Responsible Bidders

The City Manager is authorized to purchase from the following lowest responsible bidders in accordance with specifications on file in the Office of the City Purchasing Agent, on an “as needed” basis for a period of one-year, various t-shirts and athletic apparel with imprints at various prices according to sizes and artwork, as per bid:

- Ink Stitch Club, Hicksville, NY–100% cotton colored short sleeve t-shirts; 100% cotton white long sleeve t-shirts; 100% cotton colored long sleeve t-shirts; Yupoong knit caps; Yupoong flexfit pro style “or equal” baseball caps; Charles River pack-n-go pullovers “or equal”; yellow short sleeve t-shirts Fruit of the Loom Best “or equal”; Gildan dry blend adult jersey sport shirts #8800 “or equal”; Soffee Low-Rise Women’s shorts “or equal”; Liberty Bags #8882 Large Drawstring Backpack “or equal”; Port & Company PC78H “or equal” Hooded Sweatshirt; Port & Company PC78P “or equal” Core Fleece Adult Pocketed Sweatpants; Charles River #9199 “or equal” “New Englander Rain Jacket”; Charles River #9199 “or equal” “New Englander Pants”; Performance Hoodie #TT41; FeatherLite #0469 “or equal”; FeatherLite #0569 “or equal”.
- Original Waterman, Kekaha, Hawaii–Waterman Maverick swim suits; original lifeguard aloha stretch shorts “or equal”.
- Loreman’s Sales Center, Keesville, NY–100% cotton white tank top; 100% cotton colored tank top; Yupoong 6677 Flexfit Pro Style “or equal” baseball cap; Gildan 6.1 oz. “or equal” short sleeve t-shirt; Gildan 6.1 oz. “or equal” long sleeve t-shirt; Yupoong Snapback Trucker Cap #91309 “or equal”;
- Triangle Sports, Inc., La Puente, CA–Burnside Men’s Solid Board Shorts #B9301 “or equal”; Yupoong 6677 Flexfit Pro Style “or equal” baseball cap; Gildan 6.1 oz. “or equal” short sleeve t-shirt; Gildan 6.1 oz. “or equal” long sleeve t-shirt; Yupoong Snapback Trucker Cap #91309 “or equal”;
- Van Vliet Enterprises, d/b/a Special Tees, Geneseo, NY –100% cotton white short sleeve t-shirts; Athletic Knit H6000 “or equal” Practice Hockey Jerseys; Tote Bag “13 x “13.

Adopted By Four Affirmative Votes
Council Member Lester Voted No

13. Resolution Authorizing the Acting City Manager to Purchase Miscellaneous General Hardware Items on an “As Needed” Basis

The Acting City Manager is authorized to purchase miscellaneous general hardware items on an “as needed” basis from Centre Millwork & Supply Co., Inc, Long Beach, New York, Whitbread’s & Sons Lumber Co. of Long Beach, Inc., Long Beach, New York and TCS Marine Services Co., Bellmore, New York for a period of one year, with the option for two additional one year renewals

Adopted Unanimously (as amended)

14. Resolution Authorizing the Acting City Manager to Purchase Various Vehicles for Various City Departments

The Acting City Manager is authorized to purchase three (3) 2023 Chevrolet Tahoe Sport Utility Vehicles at the cost of \$55,263.00 each and the one (1) 2023 Ford Transit-250 Cargo RWD Low Roof Van the cost of \$49,986.00 from Commander Fleet Corp., Copiague, New York, on behalf of the Whitmoyer Auto Group, is an awarded vendor through New York State Office of General Services Contract #PC69160 and two (2) 2021 Chevrolet Silverado MD 6500 4WD Crew Cab Dump Trucks at the cost of \$105,944.00 each; two (2) 2022 Chevrolet Silverado 2500 HD 4WD Crew Cab 159” Work Truck at the cost of \$64,494.00 each; and two (2) 2022 Chevrolet Silverado 2500 HD 4WD Regular Cab 142” Work Truck at the cost of \$55,494.00 each, from Commander Fleet Corp., Copiague, New York, on behalf of Northshore Chevrolet of Smithtown. Funds to pay 1st annual lease installment are available in A8160.54509 (Sanitation Equipment Leases) and in Account No. A8170.54509 (Street Maintenance Equipment Leases). Budget transfers as follows are necessary to the following accounts: F8340.54509 (Water Distribution Equipment Leases); A1490.54509 (Public Works Equipment Leases); A1671.54509 (Central Administrative Services Equipment Leases)

<u>Budget Code</u>	<u>Description</u>	<u>Transfer From:</u>	<u>Transfer To:</u>
F8340.54442	Water Distribution Equipment Rentals	\$20,686.00	
F8340.54509	Water Distribution Equipment Leases		\$20,686.00
A1490.54440	Public Works Contracted Services	\$4,410.00	
A1490.54509	Public Works Equipment Leases		\$4,410.00
A1990.54406	Contingency	\$12,410.00	
A1671.54509	Central Administrative Services Equipment Leases		\$12,410.00

Account F8330.54509 Water Purification – Equipment Leases needs a transfer of \$1,225.00, which is under \$1,500.00 transfer threshold that requires City Council approval.

The City Comptroller is authorized to obtain financing from Community Leasing Partners, Manhattan, KS 66502, based on the financing quotes provided to the City on February 13, 2023, with an option to buy the ten (10) vehicles at the end of the lease term for the sum of one (\$1.00) dollar each.

Adopted By Four Affirmative Votes
Council Member Lester Voted No

15. Resolution Authorizing a Salary Increase and Corresponding Personnel Action

A salary increase of \$17,000.00, along with the corresponding personnel action reflecting same, is hereby authorized for the Police Commissioner.

Adopted Unanimously

16. Resolution Requesting the State of New York for the Authority to Discontinue the Use as Parkland of a Portion of Ocean Beach Park and Alienate the Lands Described, and to Convey Property Interests in Such Lands to EW Offshore Transport Corporation

The City Council of the City of Long Beach, New York hereby requests the State of New York to enact Senate Bill No. S.5364 and the future corresponding Assembly Bill, to authorize the City of Long Beach to temporarily and permanently discontinue the use of certain lands as described on Exhibit “A” and made a part hereof, and to convey its interests in said property to EW Offshore Wind Transport Corporation, for the purpose of constructing, maintaining and operating a subterranean conduit and electrical distribution cable system, together with subterranean transition joint bays and link boxes, and appurtenances thereto, under said parkland.

Adopted Unanimously (as amended)

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

Summary: This ordinance will update our special events cost recovery 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 March 21, 2023 at 7:00 p.m.

Adopted Unanimously

18. Approval of Minutes of Prior Meeting of February 7, 2023

Approved Unanimously

ADDED BY UNANIMOUS CONSENT

19. Resolution Authorizing the Acting City Manager to Purchase Equipment to Hardwire Beach Ticket Booths for Ocean Beach Park

The Acting City Manager is authorized to purchase equipment to hardwire eight (8) of its beach ticket booths from W.W. Grainger, Inc., d/b/a Grainger North America, Lake Forest, IL, an awarded vendor through Sourcewell (RFP#101320-WWG) at a cost of \$28,313.31.

Adopted By Four Affirmative Votes
Council Member Lester Voted No

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

Dated: March 8, 2023

David W Fraser
City Clerk