

**PROCEEDINGS OF THE CITY COUNCIL
CITY OF LONG BEACH
MEETING OF APRIL 4, 2023**

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

1. Ordinance Amending and Restating Bond Ordinance Adopted May 17, 2022 in the Amount of \$165,759,695

object or purpose: to finance the construction and reconstruction of improvements to the City's Long Beach Water Pollution Control Plant and South Shore Water Reclamation Facility.

period of probable usefulness: forty (40) years

amount of obligations to be issued: up to \$169,252,981

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. Granting Waiver of Off-Street Parking Requirements for Premises: Re: 917 West Beech Street (street floor), Long Beach, New York.

The application of owner 917 W Long Beach Corp., Long Beach, New York for exemption with respect to the requirements for off-street parking at premises 917 West Beech Street (street floor is granted, only and during the time that such premises shall be used as a medical office.

Adopted Unanimously

3. Local Law Amending the Charter of the City of the City of Long Beach Re: City Officers: Their General Powers and Duties.

Summary: This local law will change the residency requirements for the City Manager

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

Adopted Unanimously

4. Resolution Authorizing the Retention of Outside Counsel

The Acting City Manager is authorized to enter into a retainer agreement with the firm of Certilman Balin Adler & Hyman, LLP, Hauppauge, New York as special counsel to perform legal work and expenses with respect to the "Empire Wind 2 Project" on an as needed basis, at an hourly rate of between \$467.50 and \$510.00 for partners; \$255.00 and \$403.75 for associates and counsel; and between \$127.50 and \$216.75 for paralegals.

Adopted Unanimously

5. Resolution Authorizing the Retention of Outside Counsel

The Acting City Manager is authorized to enter into a retainer agreement with the firm of Bee Ready Law Group, LLP, Mineola, New York as special counsel to perform legal work and expenses with respect to the "Empire Wind 2 Project" on an as needed basis, at an hourly rate of \$400 for partners; \$350.00 for senior associate attorneys; \$300.00 for associate attorneys; and \$200.00 for paralegals and law clerks.

Adopted Unanimously

6. Resolution Authorizing the Retention of Outside Counsel

The Acting City Manager is authorized to enter into a retainer agreement with the firm of Law Office of Eli D. Eilbott, Arlington, Virginia as special counsel to perform legal work and expenses with respect to the “Empire Wind 2 Project” on an as needed basis, at an hourly rate of \$400.

Adopted Unanimously

7. Resolution Authorizing the Retention of Consulting Services

The Acting City Manager may retain Nelson Pope & Voorhis LLP, Melville, New York to provide environmental and engineering consulting services to assist the City in its review of the Article VII application of Empire Offshore Wind LLC for a Certificate of Environmental Compatibility and Public Need for the construction of approximately 12 miles of transmission lines from the boundary of New York State Territorial Waters to a point of interconnection in the Town of Hempstead, Nassau County at a cost not to exceed \$51,000.

Adopted Unanimously

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

The following transfer of General Funds are authorized:

<u>Budget Code</u>	<u>Description</u>	<u>Transfer From:</u>	<u>Transfer To:</u>
A6410.51102	Publicity-Temporary Salaries	\$30,000.00	
A6410.54440	Publicity-Contracted Services		\$30,000.00
A6410.54469	Publicity-Miscellaneous	\$1,167.00	
A6410.54441	Publicity-Printing		\$1,167.00
A7550.51102	Celebrations-Temporary Salaries	\$20,000.00	
A7550.51103	Celebrations-Overtime Salaries		\$20,000.00
A7550.54461	Celebrations-Advertising	\$10,000.00	
A7550.51103	Celebrations-Overtime Salaries		\$5,000.00
A7550.54440	Celebrations-Contracted Services		\$5,000.00

Adopted by Four Affirmative Votes
Council Member Lester Abstained

9. Resolution Authorizing Publication of a Notice of Public Hearing of an Application to Waive the Off-Street Parking Requirements for Premises: Re: 511 Long Beach Boulevard (street floor), Long Beach, New York

A Public Hearing will be held at City Hall, 1 West Chester Street, Long Beach, New York, on April 18, 2023 at 7:00 p.m.

Adopted Unanimously

10. Approval of Minutes of Prior Meetings of March 7, 2023 and March 21, 2023

Approved Unanimously

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

Dated: April 5, 2023

David W Fraser
City Clerk