

**PROCEEDINGS OF THE CITY COUNCIL  
CITY OF LONG BEACH  
MEETING OF APRIL 6, 2021**

Present: Council President Bendo and Council Members Delury, Mandel, McInnis and Treston.

1. Approval of Minutes of Prior Meetings of February 2, 2021

Approved Unanimously

2. Local Law Amending the Charter of the City of Long Beach Re: City Physician and Health Officer.

**Summary:** This local law will change the definition and duties of the City Physician

*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 (as amended)

3. Ordinance to Amend the Code of Ordinances of the City of Long Beach Re: Police Surgeon and City Physician

**Summary:** This ordinance will change the definition and duties of the City Physician and Police Surgeon

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

Adopted Unanimously (as amended)

4. Resolution Granting Waiver of Off-Street Parking Requirements Re: Premises 58A East Park Avenue, (street floor), Long Beach, New York.

Re: Online Apparel Business

The application of the owner 58 Park Ave. Corp., c/o Amedeo Oliviero, Lido Beach, New York for exemption with respect to the requirements for off-street parking at premises 58A East Park Avenue (street floor), is granted, only and during the time that such premises shall be used as an Online Apparel Business.

Adopted Unanimously

5. Resolution Authorizing a Settlement Agreement between iStar FM Loans LLC and Shore Road-Long Beach Superblock LLC and the City of Long Beach

The City Manager is authorized to settle the referenced action with such terms and conditions as shall be necessary to effectuate the settlement of this action. Within two (2) business days following the full execution of this Agreement, the Parties shall cause their counsel to execute two (2) Stipulations of Discontinuance in the matters of iStar FM Loans LLC and Shore Road-Long Beach Superblock LLC v. the City of Long Beach and Long Beach Local Development Corporation and Kirklin et al. v. Zoning Board of Appeals of the City of Long Beach, et al.

Adopted Unanimously

6. Resolution Authorizing the City Manager to Enter into an Agreement with Engel Burman at the Beach LLC.

The City Manager is hereby authorized to enter into an Agreement with Engel Burman at the Beach LLC for the project known as Engel Burman at the Beach Superblock Project. Said agreement shall contain such other terms and conditions as deemed appropriate by the City Manager and the Corporation Counsel.

Adopted Unanimously

7. Resolution Fixing and Providing for the 2021 Season of the Ocean Beach Park.

The season of the Ocean Beach Park for and during the calendar year for 2021 is fixed and determined to be as follows, in place and stand for the period provided in and by said Section 18-29.

Saturday, May 29, 2021; Sunday, May 30, 2021 and Monday, May 31, 2021;

Saturday, June 5, 2021; Sunday, June 6, 2021;

Saturday, June 12, 2021; Sunday, June 13, 2021;

Saturday, June 19, 2021; Sunday, June 20, 2021; and

Beginning Saturday, June 26, 2021, every day to and including Labor Day, Monday, September 6, 2021.

Adopted Unanimously

8. Resolution Authorizing the City Manager to Enter into an Agreement for the Providing of an Electronic Beach Pass Solution

The City Manager is authorized to enter into an agreement with US eDirect, Inc., Roslyn Heights, New York for the above stated services, for a period of three years with the option to renew for two additional one-year terms, at the City's sole discretion, at the same terms and conditions, including user fees for such services. Said Agreement shall contain such other terms and conditions as the City Manager shall deem proper.

Adopted by Four Affirmative Votes  
Council Member Delury Voted No

9. Resolution Authorizing the City Manager and the City Comptroller to Transfer Funds within the 2020-2021 Budget

The City Manager and the City Comptroller are hereby authorized to transfer any funds exceeding \$1,500.00 within the 2020-2021 budget as required, and that no funds so transferred shall be used to pay any allotment or appropriation or obligation except as in keeping with Section 102-a(2) of the Charter of the City of Long Beach. The City Council shall be furnished with a report of all transfers made by July 31, 2021.

Adopted by Four Affirmative Votes  
Council Pres. Bendo Voted No

10. Resolution Authorizing Annual Allocation of Community Development Funds for the 45th Program Year and a Budget Amendment to the Community Development Fund for the 44th Program Year

The following allocation to the Community Development Fund for the 45<sup>th</sup> Program Year is hereby authorized:

**COMMUNITY DEVELOPMENT FUND**  
**45<sup>th</sup> Program Year**

|  |              |              |
|--|--------------|--------------|
| Increase Estimated Revenues: SG10510           | \$275,000.00 |              |
| SG070.47100 Nassau County Grants               |              | \$275,000.00 |
| <br>Increase Appropriations: SG20960           |              | \$275,000.00 |
| S9925.51101 Administration- Salaries           | \$ 39,600.00 |              |
| S9925.54479 PF&I- Recreational Center Upgrades | \$ 50,000.00 |              |
| S9925.54826 Transit Oriented Development       | \$100,000.00 |              |
| S9925.54847 Special Economic Development       | \$ 20,000.00 |              |

|  |              |
|--|--------------|
| S9925.54821 PS Latino Civic Youth Program        | \$ 4,000.00  |
| S9925.54807 PS Senior Program                    | \$ 20,000.00 |
| S9925.51102 PS Youth Employment Training- Summer | \$ 24,000.00 |
| S9925.54816 PS LB Arts Council                   | \$ 4,000.00  |
| S9925.54844 PS Circulo                           | \$ 4,000.00  |
| S9925.54845 PS Soup Kitchen                      | \$ 4,000.00  |
| S9925.58030 Social Security                      | \$ 5,400.00  |

The following amendments to the Community Development Fund for the 44<sup>th</sup> Program Year are hereby authorized:

**COMMUNITY DEVELOPMENT FUND**  
**44th Program Year**

| <b><u>Budget Code</u></b> | <b><u>Description</u></b>    | <b><u>Transfer From:</u></b> | <b><u>Transfer To:</u></b> |
|---------------------------|------------------------------|------------------------------|----------------------------|
| S9924.54803               | PF&I- Parks ADA Ramps        | \$16.16                      |                            |
| S9923.52141               | PF&I LB Recreational Center  |                              | \$16.16                    |
| S9924.54822               | Acquisition                  | \$100,000.00                 |                            |
| S9923.52141               | PF&I LB Recreational Center  |                              | \$50,000.00                |
| S9923.54847               | Special Economic Development |                              | \$50,000.00                |

Adopted Unanimously

11. Resolution Authorizing the City Manager to Enter into a Contract for Emergency Sanitary Sewer Repair and Replacement at West Park Avenue (Northside) between Grand Boulevard and New York Avenue with the Lowest Responsible Bidder

The City Manager is authorized to enter into a contract with T. Novelli Contracting Corp., Farmingdale, New York for emergency sanitary sewer repairs and replacement on West Park Avenue, at a cost of \$101,000. Funds are available in Account No. H3021.52278 (Sewer Upgrades City Wide).

Adopted Unanimously

12. Resolution Authorizing Publication for Hearing of an Ordinance to Amend the Code of Ordinances of the City of Long Beach Re: Offenses-Miscellaneous

**Summary:** This ordinance will change the definition of Drug in the Social Host Ordinance to include Marijuana

*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 April 20, 2021 at 7:00 p.m.

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 April 20, 2021 City Council meeting and this hearing may be held via videoconferencing. The public will be given an opportunity to observe and participate in the virtual meeting by registering for the hearing at [longbeachny.gov/councilmeetings](http://longbeachny.gov/councilmeetings).

Adopted Unanimously

13. Resolution Authorizing Publication of a Notice of Public Hearing of an Application to Waive the Off-Street Parking Requirements for Premises: 1046 West Beech Street (street floor), Long Beach, New York.

Re: Sushi Restaurant

A Public Hearing will be held at City Hall, 1 West Chester Street, Long Beach, New York, on April 20, 2021 at 7:00 p.m.

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 April 20, 2021 City Council meeting and this hearing may be held via videoconferencing. The public will be given an opportunity to observe and participate in the virtual meeting by registering for the hearing at [longbeachny.gov/councilmeetings](http://longbeachny.gov/councilmeetings).

Adopted Unanimously

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

Dated: April 7, 2021

David W Fraser  
City Clerk