

**PROCEEDINGS OF THE CITY COUNCIL
CITY OF LONG BEACH
MEETING OF APRIL 16, 2024**

Present: Council President Finn and Council Members Bendo, Fiumara, Lester, and Reinhart.

1. Ordinance to Amend the Code of Ordinances of the City of Long Beach Re: Appendix A – Zoning

Summary: This ordinance will change some of the property set back requirements in the residential districts

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

The public hearing for this item was held, but the item was tabled unanimously pending the approval from the Nassau County Planning Board.

2. Ordinance to Amend the Code of Ordinances of the City of Long Beach Re: Zoning Board of Appeals

Summary: This ordinance will adjust the zoning fees.

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

Adopted Unanimously

3. Resolution Authorizing Settlement with Goodman-Marks Associates, Inc

The Corporation Counsel is authorized to settle the above referenced matter for the sum of \$500,000.00 to be paid to the City of Long Beach within ninety days of full execution of the Settlement Agreement, in settlement of all claims of the City of Long Beach.

Adopted by Four Affirmative Votes
Council Member Lester Voted No

4. Resolution Authorizing Settlement of Actions Brought by Robert Agostisi and the City of Long Beach

The Corporation Counsel is authorized to settle all claims, demands and pending litigation in which Robert Agostisi and the City of Long Beach are parties, inclusive of City of Long Beach v. Robert Agostisi (Suffolk County Supreme Court Index No. 002684/2020) and Robert Agostisi v. John Bendo, Scott Mandel, John McNally, Michael Delury, Karen McInnis, Elizabeth Treston and City of Long Beach (United States District Court, Eastern District of New York Docket No.: 21-cv-7182 [NJC] [SIL]) in the amount of \$250,000.

Adopted by Three Affirmative Votes (as amended)
Council Member Lester Voted No
Council Member Bendo recused himself from the item

5. A “Resolution Authorizing the City Manager to Purchase Time & Attendance Management Software” was taken off the calendar.

6. Resolution Authorizing the City Manager to Enter into an Agreement for Consulting Services.

The City Manager may retain Pace Land Use Law Center, a department of Pace Law School, White Plains, New York to assist in the development of a planning board for the City of Long Beach, for a term of seven months, commencing May 1, 2024 and terminating December 31, 2024, at an hourly rate not to exceed \$126.00, and total cost not to exceed \$45,000.00.

Adopted Unanimously

7. Resolution Appointing a Member to the Board of Ethics of the City of Long Beach

John McQuade is hereby appointed as a member of the Board of Ethics and Felicia Smith Solomon is hereby removed as a member of the Board of Ethics.

Adopted by Three Affirmative Votes
Council Members Bendo and Lester Voted No

8. Resolution Confirming the Appointment of Members to the Zoning Board of Appeals of the City of Long Beach

The City Council hereby confirms the City Manager’s appointment of the following people to the Zoning Board of Appeals of the City of Long Beach for the following terms of office:

Michael Markowitz, for a three-year term, to serve for the remainder of the term that commenced January 1, 2024 and expires December 31, 2026, without compensation;

Rocco Morelli, for a two-year term, to serve for the remainder of the term that commenced January 1, 2024 and expires December 31, 2025, without compensation;

Wanda Brooks, for a two-year term, to serve for the remainder of the term that commenced January 1, 2024 and expires December 31, 2025, without compensation;

Barry Alton, for a one-year term, to serve for the remainder of the term that commenced January 1, 2024 and expires December 31, 2024, without compensation;

Vincent Leis, for a one-year term, to serve for the remainder of the term that commenced January 1, 2024 and expires December 31, 2024, without compensation;

Adopted Unanimously

9. Resolution Authorizing the City Manager to Purchase Sodium Hypochlorite from the Lowest Responsible Bidder

The City Manager is authorized to purchase Sodium Hypochlorite from JCI Jones Chemical, Warwick, New York, for a period of two years, with the option to renew for an additional year, at a cost of \$2.149 per gallon, for approximately 70,000 gallons per year.

Adopted Unanimously

10. Resolution Authorizing Budget Amendment to the Capital Projects Fund Budget.

The following amendment to the fiscal year 2023-2024 Capital Projects Fund Budget is hereby authorized:

CAPITAL PROJECTS FUND

Increase Estimated Revenues:	H10510		\$2,775,244.55
H0030.43097 State Aid, Capital Projects		\$2,775,244.55	
Increase Appropriations:	H20960		\$2,775,244.55
H1021.52298 Flood Protection Infrastructure		\$2,775,244.55	

Adopted Unanimously

11. Resolution Authorizing the City Manager to Enter into a Contract for Masonry Work at Various Locations Throughout the City of Long Beach on an “As-Needed” Basis with the Lowest Responsible Bidder

The City Manager is authorized to enter into a contract with A.S.V./Benny Construction Corporation, Garden City Park, New York for “as-needed” masonry work at unit prices in accordance with specifications on file in the Office of the Commissioner of Public Works, for a period of one year, with an option for a one year extension upon the same terms and conditions, at a cost not to exceed \$249,925.00.

Adopted Unanimously

12. Resolution Authorizing the City Manager to Purchase Bunker Gear for the Long Beach Fire Department Under New York State Contract

The City Manager is authorized to purchase ten (10) bunker gear sets, inclusive of jackets, pants, helmets, gloves and boots, for a total cost of \$36,373.54 from Hi Tech Fire and Safety, Inc., Farmingdale, New York as per New York State OGS Contract #PC67939.

Adopted Unanimously

13. Resolution Fixing and Providing for the 2024 Season of the Ocean Beach Park

Pursuant to the authority conferred by Section 18-29 of the Code of Ordinances of the City of Long Beach, the season of the Ocean Beach Park for and during the calendar year for 2024 is fixed and determined to be as follows, in place and stead for the period provided in and by said Section 18-29.

Saturday, May 25, 2024; Sunday, May 26, 2024 and Monday, May 27, 2024; Saturday, June 1, 2024; Sunday, June 2, 2024; Saturday, June 8, 2024; Sunday, June 9, 2024; Saturday, June 15, 2024; Sunday, June 16, 2024; Wednesday, June 19, 2024; Saturday, June 22, 2024; Sunday, June 23, 2024; Beginning Thursday, June 27, 2024, every day to and including Labor Day, Monday, September 2, 2024.

Adopted Unanimously

14. Resolution Authorizing Publication of the General Summary of the Capital Improvement Program for the Next Five Years, and Authorizing Publication of the General Summary of the Proposed Budget for Year July 1, 2024 through June 30, 2025, and Notice of Public Hearings Thereon

A Public Hearing on said Capital Improvement Program for the five-year period July 1, 2024 to June 30, 2029, inclusive, will be held at City Hall, 1 West Chester Street, in the City of Long Beach, New York, on Tuesday, May 21, 2024 at 7:00 p.m. on that day, pursuant to Section 101-d of the City Charter. Copies of said Capital Improvement Program will be made available for inspection by the public at the Office of the City Clerk, daily on business days between the hours of 10:00 a.m. and 3:00 p.m., starting on April 19, 2024. An electronic version of the Capital Improvement Program will be made available on the City’s official website www.longbeachny.gov.

Public hearings on the Proposed Budget for Year July 1, 2024 through June 30, 2025, will be held on Tuesday, May 7, 2024 and Tuesday, May 21, 2024, at 7:00 p.m., at City Hall, 1 West Chester Street, in the City of Long Beach, New York. Copies of the submitted budget and budget message, and all supporting schedules, will be available for inspection on or before April 19, 2024 by the public at the Office of the City Clerk, daily on business days between the hours of 10:00 a.m. and 3:00 p.m., prior to said hearings. An electronic version of the budget and message will be available on the City’s official website www.longbeachny.gov.

Adopted Unanimously

15. 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 change the allowable swimming hours in the Ocean Beach Park.

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 May 7, 2024 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: Water and Water Distribution

Summary: This ordinance will change the water billing rates.

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 May 7, 2024 at 7:00 p.m.

Adopted Unanimously

17. Resolution Authorizing Publication for Hearing of a Local Law Amending the Charter of the City of Long Beach Re: Sewer Rents

Summary: This local law will change the sewer billing rates.

Full text of this local law 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 May 7, 2024 at 7:00 p.m.

Adopted Unanimously

18. Approval of Minutes of Prior Meeting of April 2, 2024

Approved Unanimously

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

Dated: April 17, 2024

David W Fraser
City Clerk