

**CALENDAR**  
**for**  
**REGULAR MEETING OF THE COUNCIL**  
**of the**  
**CITY OF LONG BEACH**  
**held**  
**MAY 7, 2024**

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**PUBLIC HEARING:** For the purpose of giving citizens an adequate opportunity to publicly present their views on the General Summary of the Proposed Budget for the year July 1, 2024 through June 30, 2025.

**PUBLIC HEARING:** Ordinance to Amend the Code of Ordinances of the City of Long Beach Re: Admission Charges for Ocean Beach Park.

**PUBLIC HEARING:** Ordinance to Amend the Code of Ordinances of the City of Long Beach Re: Water and Water Distribution.

**PUBLIC HEARING:** Local Law Amending the Charter of the City of Long Beach Re: Sewer Rents.

1. Ordinance to Amend the Code of Ordinances of the City of Long Beach Re: Appendix A – Zoning.
2. Ordinance to Amend the Code of Ordinances of the City of Long Beach Re: Admission Charges for Ocean Beach Park.
3. Ordinance to Amend the Code of Ordinances of the City of Long Beach Re: Water and Water Distribution.
4. Local Law Amending the Charter of the City of Long Beach Re: Sewer Rents.
5. Resolution Confirming the Appointment of a Corporation Counsel.
6. Resolution Authorizing the City Manager to Accept a Charitable Donation.
7. Resolution Authorizing the City Manager to Enter into a Contract for a Fireworks Display to Celebrate the 4<sup>th</sup> of July.
8. Resolution Authorizing the City Manager and the City Comptroller to Transfer Funds within the 2023-2024 Budget.

9. Resolution Authorizing the City Manager to Purchase Desktop Computers for Various City Departments the New York State Office of General Services.
10. Resolution Authorizing the City Manager to Enter into a License Agreement with the Long Island Rail Road Company for Placement of a Temporary Mobile Facility.
11. Resolution Authorizing the City Manager to Enter into an Agreement for the Refurbishment of the Cooling Tower at City Hall Under a Sourcewell Contract.
12. Resolution Authorizing the City Manager to Enter into an Agreement for Engineering Services for the Clark Street Bulkhead Replacement.
13. Resolution Authorizing the City Manager to Enter into an Agreement for the Painting of the Ice Arena with the Lowest Responsible Bidder.
14. Resolution Authorizing Publication for Hearing of an Ordinance to Amend the Code of Ordinances of the City of Long Beach Re: Personnel Code.
15. Approval of Minutes of Prior Meeting of April 16, 2024.

May 7, 2024

Item No. 1  
Ordinance No.

The following Ordinance was moved by  
and seconded by :

ORDINANCE TO AMEND THE CODE OF ORDINANCES  
OF THE CITY OF LONG BEACH RE: APPENDIX A – ZONING.

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

Sec.1. Appendix A of the Code of Ordinances of the City of Long Beach, as heretofore amended, shall be and the same are hereby added to and amended to read as follows:

“APPENDIX A ZONING

...

Sec. 9-104. Definitions.

...

*Lot, depth of:* The average distance from the **property line abutting the street line** to the rear lot line, measured in the average general direction of the sidelines of the lot.

*Lot, rear line:* The lot line opposite the **property line abutting the street line**, or in the case of a corner lot, the lot line elected by the owner, provided that it be indicated on the plans filed with the building commissioner as provided hereafter.

...

*Stepback:* For any multiple dwelling or mixed use development building proposed within twenty (20) feet of the property line **abutting the street** ~~along the street line~~ in the Residence-Business A District, the fourth story and all stories above must be set back a minimum of fifteen (15) feet from the front of the building along the street frontage, as recommended by the Commissioner of Buildings and approved by the City Council.

...

Sec. 9-105. Residence A District.

...

(c) Front yard. There shall be a front yard, the depth of which shall be at least twenty (20) feet back ~~of street line~~ **from the property line abutting the street**. In case of a corner lot, a front yard shall be required on each street on which the lot abuts.

...

Sec. 9-105.1. Residence B District.

...

(c) Front yard. There shall be a front yard, the depth of which shall be at least twenty (20) feet back ~~of street line~~ **from the property line abutting the street**. In case of a corner lot, a front yard shall be required on each street on which the lot abuts.

...

Sec. 9-105.2. Residence C District.

...

(c) Front yard. There shall be a front yard, the depth of which shall be at least twenty (20) feet back ~~of street line~~ **from the property line abutting the street**. In case of a corner lot, a front yard shall be required on each street on which the lot abuts.

...

Sec. 9-105.3. Residence D District.

...

(c) Front yard. There shall be a front yard, the depth of which shall be at least fifteen (15) feet back ~~of street line~~ **from the property line abutting the street**. In case of a corner lot, a front yard shall be required on each street on which the lot abuts.

Sec. 9-105.4. Residence DD District

...

(c) Front yard. There shall be a front yard, the depth of which shall be at least ten (10) feet back ~~of the street line~~ **from the property line abutting the street**. In case of a corner lot, the front yard shall be required on each street on which the lot abuts. This, however, shall not prohibit the erection and maintenance of an open porch in such front yard, provided that the same be erected not closer to the ~~front line~~ **property line abutting the street** than ~~three (3) feet~~ **one (1) foot**. **In the event that the front yard should contain an open porch, support beams for said open porch must not be closer to the property line abutting the street than three (3) feet.**

...

(m) Due to the impact of Superstorm Sandy, all structural elevations of pre-existing one or two family buildings and/or one or two family dwellings, that existed or exist in substantially the same dimensions, size, shape, form and use during or immediately prior to October 29, 2012, shall comply with all applicable zoning requirements of the City of Long Beach Zoning Code of Ordinances except as specifically modified herein:

(1) Front yard. There shall be a front yard, the depth of which shall be at least ten (10) feet back ~~of the street line~~ **from the property line abutting the street**. In case of a corner lot, the front yard shall be required on each street on which the lot abuts. This, however, shall not prohibit the erection and maintenance of an open porch in such front yard, provided that the same be erected not closer to the ~~front line~~ **property line abutting the street** than one (1) foot.

...

Sec. 9-105.5. Residence E District

...

(c) Front yard. There shall be a front yard, the depth of which shall be at least ten (10) feet back ~~of the street line~~ **from the property line abutting the street**. In case of a corner lot, the front yard shall be required on each street on which the lot abuts. This, however, shall not prohibit the erection and maintenance of an open porch in such front yard, provided that the same be erected not closer to the ~~front line~~ **property line abutting the street** than ~~three (3) feet~~ **one (1) foot**. **In the event that the front yard should contain an open porch, support beams for said open porch must not be closer to the property line abutting the street than three (3) feet.**

...

(o) Due to the impact of Superstorm Sandy, all structural elevations of pre-existing one or two family buildings and/or one or two family dwellings, that existed or exist in substantially the same dimensions, size, shape, form and use during or immediately prior to October 29, 2012, shall comply with all applicable zoning requirements of the City of Long Beach Zoning Code of Ordinances except as specifically modified herein:

(1) Front yard. There shall be a front yard, the depth of which shall be at least ten (10) feet back ~~of the street line~~ **from the property line abutting the street**. In case of a corner lot, the front yard shall be required on each street on which the lot abuts. This, however, shall not prohibit the erection and maintenance of an open porch in such front yard, provided that the same be erected not closer to the ~~front line~~ **property line abutting the street** than one (1) foot.

...

Sec. 9-105.6. Residence EE District.

...

(c) Front yard. There shall be a front yard, the depth of which shall be at least five (5) feet back ~~of street line~~ **from the property line abutting the street**. In case of a corner lot, a front yard shall be required on each street on which the lot abuts.

...

Sec. 9-105.7. Residence F District.

...

(c) Front yard. There shall be a front yard, the depth of which shall be at least twenty (20) feet back ~~of street line~~ **from the property line abutting the street**. In case of a corner lot, a front yard shall be required on each street on which the lot abuts.

...

Sec. 9-105.8. Residence FF District.

...

(c) Front yard. There shall be a front yard, the depth of which shall be at least five (5) feet back ~~of street line~~ **from the property line abutting the street**. In case of a corner lot, a front yard shall be required on each street on which the lot abuts.

...

Sec. 9-105.11. Residence J District.

...

(e) Front yard. There shall be a front yard, the depth of which shall be at least ten (10) feet back ~~of street line~~ **from the property line abutting the street**. In case of a corner lot, a front yard shall be required on each street on which the lot abuts.

...

Sec. 9-105.12. Residence K District.

...

(e) Front yard. There shall be a front yard, the depth of which shall be at least ten (10) feet back ~~of street line~~ **from the property line abutting the street**, or where the property fronts on the Ocean Beach Park, the depth of which shall be at least twenty (20) feet from the property line. In case of a corner lot, a front yard shall be required on each street on which the lot abuts.

...

Sec. 9-105.13. Residence L District.

...

(e) Front yard. There shall be a front yard, the depth of which shall be at least ten (10) feet back ~~of street line~~ **from the property line abutting the street**, or where the property fronts on the Ocean Beach Park, the depth of which shall be at least twenty (20) feet from the property line. In case of a corner lot, a front yard shall be required on each street on which the lot abuts. In the event the property line abuts on the Ocean Beach Park and a street, or is a through lot abutting two (2) streets, a front yard shall be required on each. Front yards shall be defined as those yards abutting the Ocean Beach Park, Shore Road, and Broadway.

...

Sec. 9-105.14. Residence-Business A District.

...

(d) *Step back*. For any multiple dwelling or mixed use development building proposed within twenty (20) feet ~~of the property line along the street line~~ **from the property line abutting the street**, the fourth story and all stories above fronting the ~~street line~~ **property line abutting the street or a public sidewalk**, inclusive of stories utilized for parking, must be set back a minimum fifteen (15) feet from the front of the building.

...

(g) *Front yard.* There shall be a front yard the depth of which shall be at least ten (10) feet from the ~~street line~~ **property line abutting the street** or where the property fronts on the Ocean Beach Park, the depth of which shall be at least twenty (20) feet from the property line. In case of a corner lot, the front yard shall be required on each street on which the lot abuts. In the event the property line abuts on the Ocean Beach Park and a street, or is a through lot abutting two (2) streets, a front yard shall be required on each. Front yards shall be defined as those yards abutting the Ocean Beach Park, Shore Road, and Broadway. As to multiple dwelling or mixed use developments located adjacent to Ocean Beach Park, if significant portions of the lot area, as recommended by the Commissioner of Buildings and determined by the City Council of the City of Long Beach, are used to provide "public areas," adjacent to, and at or above the existing Boardwalk level: the required front yard, where the property fronts Ocean Beach Park, may be reduced to zero (0) feet. For purposes of this provision, public areas shall be defined as parks, plazas, playgrounds, walkways, and other recreational areas and open spaces; significant viewsheds; and other features where the public is directly or indirectly drawn to visit or permitted to congregate within the mixed use development. In accordance with the requirements of the Community Benefit Bonus Program, front yards may be reduced, as recommended by the Commissioner of Buildings and approved by the City Council, based upon consideration of compatibility of adjacent buildings and structures, current setbacks of existing buildings in the area, vehicle and pedestrian access, visual access, lighting, drainage and utilities, public safety, whether reduced setbacks would fulfill the intent and purpose of this article.

..."

Section 2. This Ordinance shall take effect immediately

May 7, 2024

Item No. 2  
Ordinance No.

The following Ordinance was moved by  
and seconded by :

ORDINANCE TO AMEND THE CODE OF ORDINANCES  
OF THE CITY OF LONG BEACH RE: ADMISSION CHARGES  
FOR OCEAN BEACH PARK.

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

Sec.1. Chapter 18, Article II, Division II, Section 18-34 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. 18-34. When bathing permitted.

No person shall bathe, wade or swim in any waters adjacent to the Ocean Beach Park except between the hours of ~~9:00 a.m. and 6:00 p.m.~~, **prescribed by the Chief of Lifeguards or City Manager in a memorandum on file in the office of the City Clerk and posted on the City’s website, and only when lifeguards are on duty**, during the beach park season.”

Sec. 2. This Ordinance shall take effect immediately.

May 7, 2024

Item No. 3  
Ordinance No.

The following Ordinance was moved by  
and seconded by :

**ORDINANCE TO AMEND THE CODE OF ORDINANCES  
OF THE CITY OF LONG BEACH RE: WATER AND WATER  
DISTRIBUTION.**

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

Sec.1. Chapter 25, Article II, Division 2, Section 25-26 (a) and (b) of the Code of Ordinances of the City of Long Beach, as heretofore amended, shall be and the same are hereby amended, to read as follows:

“Sec. 25-26. Water charges and sewer rents.

(a) *Water rates:*

- (1) On and after July 1, ~~2021~~ **2024**, the charge for water furnished by the city shall be ~~four dollars and sixty-eight cents (\$4.68)~~ **five dollars and eighty five cents (\$5.85)** for each one thousand (1,000) gallons used or consumed upon each parcel of real estate in the city, as recorded by water meters or as estimated by the water/sewer administration at the city's discretion, and bills shall be rendered on the basis of said rate and shall be billed quarterly.
- (2) A minimum charge per quarter will be based on twelve thousand (12,000) gallons and a fee of ~~fifty six dollars and sixteen cents (\$56.16)~~ **seventy dollars and twenty cents (\$70.20)**.
- (3) The following rates are applied to water usage per quarter:

<u>Usage:</u>	<u>Water Rate:</u>
12,001-150,000 gallons	<del>\$5.00</del> <b>\$6.25</b>
150,001--300,000 gallons	<del>\$5.09</del> <b>\$6.36</b>
300,001--600,000 gallons	<del>\$5.31</del> <b>\$6.64</b>
600,001 and above	<del>\$5.83</del> <b>\$7.29</b>

(b) *Charges for firematic systems:* On or after July 1, ~~2019~~**2024**, the charges for firematic systems shall be billed quarterly in advance, shall be due and payable when billed and entered, and shall be computed as follows:

Size of Firematic Supply	Monthly Charge
Up to and including 2”	<del>\$114.91</del> <b>\$143.64</b>
Over 2” but not over 3”	<del>\$202.17</del> <b>\$252.71</b>
Over 4”	<del>\$740.01</del> <b>\$925.01</b>
Each standpipe not connected to a firematic system	<del>\$220.63</del> <b>\$275.79</b>

...”

Sec. 2. This Ordinance shall take effect immediately.



May 7, 2024

Item No. 4  
Local Law No.

The following Local Law was moved by  
and seconded by :

Introductory No. 381  
Introduced by:

CITY OF LONG BEACH

CHAPTER IV LAWS OF 2024

A LOCAL LAW

AMENDING THE CHARTER OF THE CITY OF  
LONG BEACH RE: SEWER RENTS.

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

Sec. 1. Article 6, Section 122(b)(2) of the Charter of the City of Long Beach, New York as set forth in Chapter 635 of the Laws of 1922, as heretofore amended, shall be and the same is hereby amended to read as follows:

“Sec. 122. Sewer rents.

(a) *Sewer system, defined.* As used in this section, the term sewer system shall mean and include the sewers, manholes, intercepting sewers, sewage pumping, treatment and disposal works, and any other plants, works or equipment and accessories, which are used or useful in connection with the collection, treatment or disposal of sewage and waste, and which are owned, operated or maintained by the city as part of the public sewer system. This definition is intended to include the sewer system both within and without the city.

(b) *Imposition and computation of sewer rents.*

1. In addition to any other fees or charges provided by law, the owner of any parcel of real property connected with the sewer system, including but not limited to real property connected with the sewer system by means of a private sewer or drain emptying into the sewer system, shall pay a sewer rent for the use of the sewer system.

2. Sewer rents applicable to premises within city limits. On and after July 1, 1975, the annual sewer rent for real property located within the city limits is hereby fixed at an amount equal to sixty-seven (67) per cent of the water charges and rents for any such real property.

...

On and after July 1, 2019, the sewer rents for real property located within the city limits is hereby fixed at an amount equal to one hundred thirty (130) per cent of the water charges for any such real property, to be billed and paid simultaneously with such water charges and to bear like penalties for nonpayment thereof, and bills shall be rendered on the basis of said rate on and after October 1, 2019.

**On and after July 1, 2024, the sewer rents for real property located within the city limits is hereby fixed at an amount equal to ninety (90) per cent of the water charges for any such real property, to be billed and paid simultaneously with such water charges and to bear like penalties for nonpayment thereof, and bills shall be rendered on the basis of said rate on and after October 1, 2024.**

...”

Sec. 2. This Local Law shall take effect immediately upon being filed in the Office of the New York Secretary of State.

May 7, 2024

Item No. 5  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Confirming the Appointment of a Corporation Counsel.

WHEREAS, the City Manager desires to appoint Frank Dikranis as the Corporation Counsel of the City of Long Beach, subject to the confirmation of the City Council;  
and

WHEREAS, pursuant to Article 2, Section 11(A) of the Charter of the City of Long Beach, the Corporation Counsel is an appointive officer of the City, and shall be appointed by the City Manager upon confirmation of the City Council;

NOW, THEREFORE, be it

RESOLVED, that the City Council of the City of Long Beach, New York hereby confirms the City Manager's appointment of Frank Dikranis as the Corporation Counsel of the City of Long Beach.

May 7, 2024

Item No. 6  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Authorizing the City Manager to  
Accept a Charitable Donation.

WHEREAS, it is the desire of Mount Sinai South Nassau, One Healthy Way,  
Oceanside, New York 11572, to donate t-shirts to the City of Long Beach Lifeguards, worth an  
estimated \$1,314.50; and

WHEREAS, the City of Long Beach is a Municipal Corporation and pursuant to  
Section 3 of the Charter of the City of Long Beach, the City may take by gift, grant, bequest and  
devise said donation;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York, that the  
City Manager is hereby authorized to accept the donation of t-shirts from Mount Sinai South  
Nassau, One Healthy Way, Oceanside, New York 11572, to be given to the City of Long Beach  
Lifeguards.

May 7, 2024

Item No. 7  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Authorizing the City Manager to Enter into a  
Contract for a Fireworks Display to Celebrate the 4<sup>th</sup> of July.

WHEREAS, the City of Long Beach desires to have a fireworks display as part of  
the 4<sup>th</sup> of July celebration on Friday, July 12, 2024, for the pleasure and enjoyment of the  
residents and visitors to the City; and

WHEREAS, the City desires to enter into an agreement with Starfire Corporation,  
566 Theatre Road, P.O. Box 179, St. Benedict, Pennsylvania for our 2024 fireworks display at a  
cost of \$44,000.00;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the  
City Manager be and he hereby is authorized to enter into a contract with Starfire Corporation,  
566 Theatre Road, P.O. Box 179, St. Benedict, Pennsylvania for a fireworks display to be held  
on Friday, July 12, 2024, at a cost of \$44,000.00. Funds are available in Account No.  
A7550.54440 (Celebration-Contracted Services) in the fiscal year 2025 budget.

May 7, 2024

Item No. 8  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Authorizing the City Manager and the City  
Comptroller to Transfer Funds within the 2023-2024 Budget.

WHEREAS, it has been determined that there are unexpended funds in various accounts, and that other accounts require funds to be transferred to them for the remainder of the 2023-2024 fiscal year; and

WHEREAS, Section 101(c)(d) of the City Charter states that the City Council only, may approve transfers exceeding \$1,500.00;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the City Manager and the City Comptroller are hereby authorized to transfer any funds exceeding \$1,500.00 within the 2023-2024 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; and be it further

RESOLVED, that the City Council shall be furnished with a report of all transfers made by August 31, 2024.

May 7, 2024

Item No. 9  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Authorizing the City Manager to Purchase Desktop  
Computers for Various City Departments the New York State  
Office of General Services.

WHEREAS, 37 computers used by various City personnel have outlived their  
useful life; and

WHEREAS, Dell Marketing LP, One Dell Way Round Rock, Texas 78682 is an  
awarded vendor through New York State Office of General Services, OGS Contract #PM20820;  
and

WHEREAS, the City desires to purchase 37 desktop computers, inclusive of 37  
desktops and 37 monitors, at a cost of \$37,923.52;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the  
City Manager be and is hereby authorized to purchase 37 desktop computers, inclusive of 37  
desktops and 37 monitors, at a cost of \$37,923.52, from Dell Marketing LP, One Dell Way  
Round Rock, Texas 78682 through New York State Office of General Services, Contract  
#PM20820. Funds are available in Account No. A1680.52220 (Machinery and Equipment).

May 7, 2024

Item No. 10  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Authorizing the City Manager to Enter into  
a License Agreement with the Long Island Rail Road  
Company for Placement of a Temporary Mobile Facility.

WHEREAS, the City owns and maintains certain real property at or near the City  
of Long Beach Train Station Parking Structure, located at Section 59, Block 278, Lot 33 (the  
“Premises”); and

WHEREAS, the Long Island Rail Road Company (“LIRR”), 2 Broadway, New  
York, New York 10004 has requested access to the Premises to place and maintain a Temporary  
Mobile Facility, specifically a Cassone Mobile Unit, Model CA 831, for the purpose of creating  
extra office space for LIRR personnel, for a term of five (5) years, with two (2) optional renewal  
periods of one (1) year each subject to mutual consent of the parties; and

WHEREAS, the City desires to enter into a License Agreement with the Long  
Island Rail Road Company to allow them to place and maintain the aforementioned Temporary  
Mobile Facility, at no cost to the City;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the  
City Manager be and he hereby is authorized to enter into a License Agreement with the Long  
Island Rail Road Company (“LIRR”), 2 Broadway, New York, New York 10004 for the above  
outlined placement and maintenance of the aforementioned Temporary Mobile Facility, for a  
term of five (5) years, with two (2) optional renewal periods of one (1) year each subject to  
mutual consent of the parties and City Council approval.



May 7, 2024

Item No. 11  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Authorizing the City Manager to Enter into an  
Agreement for the Refurbishment of the Cooling Tower  
at City Hall Under a Sourcewell Contract.

WHEREAS, the Office of the Commissioner of Public Works identified a  
potential contractor to update, refurbish and replace components that are vital to the operation  
and safety of the City Hall cooling tower; and

WHEREAS, the City is a member of Sourcewell, a State of Minnesota local  
government agency and service cooperative that offers cooperative procurement solutions to  
government entities by combining the buying power of 50,000 government, education, and  
nonprofit organizations; and

WHEREAS, Carrier Corporation, 500 Bi-County Boulevard, Farmingdale, New  
York 11735 the awarded vendor through Sourcewell, quoted a lower price for the project, at a  
cost of \$55,400.00;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the  
City Manager be and is hereby authorized to enter into an agreement with Carrier Corporation,  
500 Bi-County Boulevard, Farmingdale, New York 11735 through Sourcewell service  
cooperative, Contract #070121-CAR, to update, refurbish and replace components that are vital  
to the operation and safety of the City Hall cooling tower, at cost of \$55,400.00. Funds in the  
amount of \$4,074.55 are available in Account No. H1023.53101 (City Buildings Rehabilitation,  
Various) and funds in the amount of \$51,325.45 are available in Account No. H1024.53101 (City  
Buildings Rehabilitation, Various).

May 7, 2024

Item No. 12  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Authorizing the City Manager to Enter into an  
Agreement for Engineering Services for the Clark Street  
Bulkhead Replacement.

WHEREAS, after due advertisement therefore, ten (10) proposals were received in the Office of the Commissioner of Public Works for engineering services, inclusive of surveying, permitting, design, plan preparation, specifications, contract documents and bid procurement services for the reconstruction of the bulkhead on the east side of the Clark Street (Hagen) Canal as well as the application and obtainment of permits from the necessary agencies for said work, including the New York State Department of Environmental Conservation, New York State Department of State, the U.S. Army Corp. of Engineers and the Town of Hempstead; and

WHEREAS, L.K. McLean Associates, P.C., 437 South Country Road, Brookhaven, New York 11719 had the lowest cost proposal for the aforementioned engineering services, at a cost of \$83,800.00;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the City Manager be and he hereby is authorized to enter into an agreement with L.K. McLean Associates, P.C., 437 South Country Road, Brookhaven, New York 11719 for engineering services for the reconstruction of the bulkhead on the east side of the Clark Street (Hagen) Canal. Funds are available in Account No. H1020.53090 (Various Public Bulkhead Replacement).

May 7, 2024

Item No. 13  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Authorizing the City Manager to Enter into an  
Agreement for the Painting of the Ice Arena with the Lowest  
Responsible Bidder.

WHEREAS, after due advertisement therefore, three (3) bids were received in the  
Office of the Commissioner of Public Works on May 2, 2024 for painting of the interior walls of  
the City's Ice Arena; and

WHEREAS, Unibh Builders Inc., 2437 E 1st Street, Brooklyn, New York 11223  
was the lowest responsible bidder at a cost of \$80,000.00;

WHEREAS, pursuant to Resolution No. 28/24, funds in the amount of  
\$113,000.00 from Bond Ordinance 3053/21 were transferred to Account No. H1024.53116  
(Painting of Ice Arena) to be used on capital projects at the Ice Arena, inclusive of painting the  
interior of the facility, as advised by City of Long Beach Bond Counsel;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the  
City Manager be and he hereby is authorized to enter into an agreement with Unibh Builders  
Inc., 2437 E 1st Street, Brooklyn, New York 11223 for the painting of the interior walls of the  
City's Ice Arena, at a cost of \$80,000.00. Funds are available in Account No. H1024.53116  
(Painting of Ice Arena).

May 7, 2024

Item No. 14  
Resolution No.

The following Resolution was moved by  
and seconded by :

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

WHEREAS, there has been presented to this Council the following proposed  
Ordinance:

“ORDINANCE TO AMEND THE CODE OF ORDINANCES  
OF THE CITY OF LONG BEACH RE: PERSONNEL CODE.”  
(See Ordinance Attached)

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York, that the  
City Clerk shall cause to be published in the official newspaper of the City of Long Beach the  
title, and a summary or the full text of said Ordinance; and be it further

RESOLVED, that said Ordinance shall be on the calendar for public hearing at a  
meeting of the City Council to be held at City Hall, 1 West Chester Street, Long Beach, New  
York, on May 21, 2024 at 7:00 p.m. on that day.

ORDINANCE TO AMEND THE CODE OF ORDINANCES  
OF THE CITY OF LONG BEACH RE: PERSONNEL CODE.

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

Sec.1. Chapter 19, Article II, Sections 19-19(B) and 19-19(I) 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:

“ARTICLE II. VACATIONS, SICK LEAVES AND SIMILAR BENEFITS.

...

Sec. 19-19. Benefits.

The following benefits are hereby conferred upon all full-time exempt employees in the following manner:

...

B. *Sick leave entitlement.* All exempt employees shall accrue sick leave time at the rate of one and one-quarter (1 1/4) days per month. **Except as set forth in Section 19-20 herein, Upon termination of employment, exempt employees shall be entitled to payment paid in cash for the same number of accumulated their unused sick days at the rate of thirty (30) percent of the total number of days accrued, multiplied by the rate of pay at the time of termination. No payment in excess of thirty (30) percent may be made without City Council approval and no payment of unused sick time may be made until separation from City employment.**

...

I. *Vacations.* Exempt employees shall be entitled to the same vacations available to civil service employees pursuant to the collective bargaining agreement then in effect. However, no exempt employee shall accrue or carry into the succeeding year more than fifty vacation days unless for good cause shown. **Only the city council shall has the authority to authorize such increased accrual. Permission to exceed fifty (50) days shall be required by the City Council for each year the exempt employee seeks to accrue more than fifty (50) vacation days. Except as set forth in Section 19-20 herein, upon termination of employment, exempt employees shall be paid in cash for unused vacation days not to exceed fifty (50) vacation days, at the rate of pay in effect at the time of termination. In no event will an exempt employee be entitled to cash equivalent of more than fifty (50) vacation days at the time of his/her termination, resignation, or other leaving from city employment. In no event will an employee be permitted to receive payment of unused vacation accruals prior to termination of employment.”**

...”

Sec. 2. This Ordinance shall take effect immediately.