

**CALENDAR**  
**for**  
**REGULAR MEETING OF THE COUNCIL**  
**of the**  
**CITY OF LONG BEACH**  
**held**  
**MAY 16, 2017**

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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 Capital Improvement Program for the Five-Year Period from July 1, 2017 to June 30, 2022.

**PUBLIC HEARING:** Bond Ordinance Authorizing Various Capital Projects In and For the City of Long Beach, Nassau County, New York, Stating the Estimated Total Cost Thereof is \$14,973,000, Appropriating Said Amount Therefor, Including the Expenditure of \$5,525,950 Expected to be Received in State or Federal Aid, Authorizing the Issuance of Not to Exceed \$14,973,000 Bonds of Said City to Finance Said Appropriation.

1. Resolution Authorizing the Adoption of a Capital Improvement Program for Five Years from July 1, 2017 to June 30, 2022, Inclusive.

Legislative Memo: The Capital Improvement Program advances projects that improve the health, safety and quality of life of City residents, designating projects that will make improvements to the City's infrastructure. Projects include a continued commitment to roadway reconstruction and road resurfacing; upgrades to our water and sewer delivery and treatment facilities; improvements at the Recreation Center Ice Arena; thermal imaging cameras and a personal protection bail-out system for the City's Fire Department.

2. Bond Ordinance Authorizing Various Capital Projects In and For the City of Long Beach, Nassau County, New York, Stating the Estimated Total Cost Thereof is \$14,973,000, Appropriating Said Amount Therefor, Including the Expenditure of \$5,525,950 Expected to be Received in State or Federal Aid, Authorizing the Issuance of Not to Exceed \$14,973,000 Bonds of Said City to Finance Said Appropriation.

Legislative Memo: This bond authorizes funding for the Capital Improvement Program (Item #1 above) in order to move forward with the various infrastructure projects detailed above. The City is able to acquire better interest rates as a result of our credit rating.

**PUBLIC HEARING:** For the purpose of giving citizens an adequate opportunity to publicly present their views on the General Summary of the Proposed Operating Budget for the year July 1, 2017 through June 30, 2018.

Legislative Memo: This is the second Public Hearing to be held for the proposed Operating Budget.

3. Resolution Authorizing the Adoption of the Operating Budget for the Fiscal Year Commencing July 1, 2017 and Ending June 30, 2018, Appropriating Sums Set Forth Therein and Determining and Fixing the Real Estate Tax Levy.
4. Resolution Delegating to the City Comptroller of the City of Long Beach, Nassau County, New York the Powers to Authorize the Issuance of \$6,800,000 Tax Anticipation Notes of Said City, or So Much Thereof as May be Necessary, in Anticipation of the Collection of Taxes Levied for the Fiscal Year Commencing July 1, 2017, and to Prescribe the Terms, Form and Contents, and Provide for the Sale and Credit Enhancement of Such Notes.

Legislative Memo: Long Beach's Superstorm Sandy recovery effort has spanned almost five years to date, with expenses totaling over \$121 million and related reimbursements totaling almost \$106 million. The City originally issued a \$33 million dollar RAN to provide funding for the recovery effort. That RAN was partially paid down in July 2015 and fully retired in June 2016, from direct reimbursements received from FEMA. In order to continue the recovery effort, the City issued a \$10.43 million RAN in September 2014. This \$6.8 million short term cash flow note will allow the City to continue its recovery efforts and retire the RAN as required by New York State Local Finance Law. Conservatively, the funds associated with this note are expected to be received within the next 8-10 months.

5. Resolution Authorizing the City Manager to Enter into Agreements for the Operation of Additional Food Trucks at the City's Beach Concessions.

Legislative Memo: It is the City's desire to continue to provide a wide variety of food and refreshment concessions in convenient locations, a greater diversity of food choices, excellent quality foods with a local flavor, while showing preference to local food merchants and/or those who have previously provided food services.

6. 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.

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The City Clerk shall present to the City Council the Letter of Review performed by the Office of the State Comptroller, within ten days after the filing of said report.

May 16, 2017

Item No. 1  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Authorizing the Adoption of a Capital Improvement  
Program for Five Years from July 1, 2017 to June 30, 2022, Inclusive.

BE IT RESOLVED, by the City Council of the City of Long Beach, New York,  
that the Capital Improvement Program for the five year period from July 1, 2017 to June 30,  
2022, inclusive, which is on file in the Office of the City Clerk, be and the same is hereby  
adopted.

The following Ordinance was moved by  
and seconded by :

AN ORDINANCE AUTHORIZING VARIOUS CAPITAL PROJECTS IN AND FOR THE CITY OF LONG BEACH, NASSAU COUNTY, NEW YORK, STATING THE ESTIMATED TOTAL COST THEREOF IS \$14,973,000, APPROPRIATING SAID AMOUNT THEREFOR, INCLUDING THE EXPENDITURE OF \$5,525,950 EXPECTED TO BE RECEIVED IN STATE OR FEDERAL AID, AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$14,973,000 BONDS OF SAID CITY TO FINANCE SAID APPROPRIATION; AND FURTHER AUTHORIZING ANY AMOUNTS RECEIVED FROM THE UNITED STATES OF AMERICA AND/OR THE STATE OF NEW YORK TO BE EXPENDED TOWARD THE COST OF CERTAIN OF SUCH CAPITAL PROJECTS AS INDICATED HEREIN, OR REDEMPTION OF ANY NOTES AND BONDS ISSUED THEREFOR OR TO BE BUDGETED AS AN OFFSET TO THE TAXES FOR PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID NOTES AND BONDS

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

Section 1. The City of Long Beach, Nassau County, New York (herein called the "City"), is hereby authorized to finance the costs of construction, acquisition or undertaking of the various capital projects as described in Schedule I attached hereto and hereby made a part hereof. The total estimated cost of such projects, including preliminary costs and costs incidental thereto and to the financing thereof, is \$14,973,000 and said amount is hereby appropriated therefor. The plan of financing includes the expenditure of \$5,525,950 in State and Federal aid expected to be received, issuance of not to exceed \$14,973,000 bonds of the City to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable. Any amounts received by the City from the United States of America and/or the State of New York are hereby authorized to be expended toward the cost of the applicable specific objects or purposes, classes of objects or purposes or combinations of objects or purposes or the redemption of any notes and bonds issued therefor or to be budgeted as an offset to the taxes for the repayment of the principal of and interest on said notes and bonds.

Section 2. Bonds of the City in the aggregate principal amount of not to exceed \$14,973,000 are hereby authorized to be issued in the respective principal amounts indicated in Column B of such Schedule I for each of the respective objects or purposes indicated in Column A of such Schedule I, pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance the appropriation referred to herein.

Section 3. The respective periods of probable usefulness of the specific objects or purposes and classes of objects or purposes for which said bonds are authorized are to be issued, within the limitations of §11.00 a. of the Law as referenced in column E of the attached Schedule I, are set forth in column D of the attached Schedule I.

Section 4. The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the City for expenditures made after the effective date of this ordinance for the purpose or purposes for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 5. Each of the bonds authorized by this ordinance and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the City, payable as to both principal and interest by general tax upon all the taxable real property within the City. The faith and credit of the City are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the City by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 6. Subject to the provisions of this ordinance and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the City Council relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and relative to executing agreements for credit enhancement, are hereby delegated to the City Comptroller, the chief fiscal officer of the City.

Section 7. The validity of the bonds authorized by this ordinance, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the City is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such ordinance or a summary hereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or such obligations are authorized in violation of the provisions of the constitution.

Section 8. This Bond Ordinance shall take effect immediately, and the City Clerk is hereby authorized and directed to publish the foregoing ordinance, in summary, together with a notice in substantially the form prescribed by §81.00 of the Law in the official newspaper of said City for such publication.

May 16, 2017

Item No. 3  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Authorizing the Adoption of the Operating Budget for the Fiscal Year Commencing July 1, 2017 and Ending June 30, 2018, Appropriating Sums Set Forth Therein and Determining and Fixing the Real Estate Tax Levy.

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

Sec. 1. The Operating Budget of the City of Long Beach for fiscal year commencing July 1, 2017 and ending June 30, 2018, providing for the expenditure of \$109,640,180 and the Personnel Schedule, all of which are attached hereto and made a part hereof, are in all respects adopted, confirmed, fixed and determined.

Sec. 2. The sums of money designated in the Operating Budget as appropriations for the fiscal year commencing July 1, 2017 and ending June 30, 2018, and the sums of money set forth for debt service and capital outlay are hereby appropriated and authorized to be expended for debt service and current expenses of the departments, agencies and purposes enumerated therein, in such manner as may be provided by law.

Sec. 3. The amount of real estate taxes required in addition to such other current revenues and other receipts is hereby determined to be \$36,656,403. The rate of tax required to produce such amount is determined to be \$16.5524 per \$100 assessed valuation, as shown on the Assessment Roll last completed for Homesteading properties, and \$22.8975 per \$100 of assessed valuation as shown on the Assessment Roll last completed for non-Homesteading properties. The said Assessment Roll is in all respects confirmed.

Sec. 4. The Council hereby directs that the said amount be levied and raised by an ad valorem tax on all of the taxable property in the City according to the valuation on the last completed Assessment Roll.

Sec. 5. The City Manager is hereby directed to cause the amount heretofore directed to be levied and raised, and to extend such tax and issue the warrant required by law for the collection of same.

Sec. 6. The City Manager is hereby authorized to allocate the expending and/or encumbering of appropriations on a monthly, quarterly or other basis to assure availability of appropriations throughout the fiscal year.

Sec. 7. This Resolution shall be determined to repeal any inconsistent provision of the personnel schedule or roster.

Sec. 8. This Resolution shall take effect immediately.

May 16, 2017

Item No. 4  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Delegating to the City Comptroller of the City of Long Beach, Nassau County, New York the Powers to Authorize the Issuance of \$6,800,000 Tax Anticipation Notes of Said City, or So Much Thereof as May be Necessary, in Anticipation of the Collection of Taxes Levied for the Fiscal Year Commencing July 1, 2017, and to Prescribe the Terms, Form and Contents, and Provide for the Sale and Credit Enhancement of Such Notes.

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

Section 1. Subject to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), the power to authorize the issuance of Tax Anticipation Notes (herein called "Notes") of the City of Long Beach, Nassau County, New York (herein called the "City"), in the aggregate principal amount of not to exceed \$6,800,000, and any notes in renewal thereof, is hereby delegated to the City Comptroller, as chief fiscal officer of the City.

Section 2. The following additional matters are hereby determined and declared:

(a) The Notes shall be issued in anticipation of the collection of real estate taxes levied for City purposes in the fiscal year commencing July 1, 2017 and ending June 30, 2018, and the proceeds of the Notes shall be used only for the purposes for which said taxes are to be levied.

(b) The Notes shall mature within the period of one year from the date of their issuance, and may be renewed from time to time in accordance with the provisions of the Law.

(c) The Notes are not issued in renewal of other notes.

(d) No Notes have heretofore been authorized or issued in anticipation of the collection of said taxes.

Section 3. The Notes shall contain the recital of validity prescribed by Section 52.00 of the Law and shall be general obligations of the City, and the faith and credit of the City shall be pledged to the punctual payment of the principal of and interest on the Notes and, unless the Notes are otherwise paid or payment provided for, an amount sufficient for such payment shall be inserted in the budget of the City and a tax sufficient to provide for the payment thereof shall be levied and collected.

Section 4. Subject to the provisions of this resolution and the Law, and pursuant to Sections 50.00, 56.00, 60.00, and 168.00 of the Law, inclusive, the powers to prescribe the terms, form and contents, and all other powers or duties pertaining or incidental to the sale and issuance of the Notes authorized pursuant hereto, or any renewals thereof, including the power to determine the respective amounts of Notes to be issued in anticipation of said respective revenues specified in Section 2 hereof, and the power to enter into agreements for credit



May 16, 2017

Page 2  
Item No. 4  
Resolution No.

enhancement for the Notes, are hereby delegated to the City Comptroller, as chief fiscal officer of the City.

Section 5. This Resolution shall take effect immediately.

May 16, 2017

Item No. 5  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Authorizing the City Manager to Enter into  
Agreements for the Operation of Additional Food Trucks  
at the City's Beach Concessions.

WHEREAS, it is the City's desire to continue to provide a wide variety of food and refreshment concessions in convenient locations, a greater diversity of food choices, excellent quality foods with a local flavor, while showing preference to local food merchants and/or those who have previously provided food services; and

WHEREAS, there are currently nine vendors with food trucks at the Riverside Food Market (the Shoregasboard) and there is room for additional vendors; and

WHEREAS, after due advertisement therefore, proposals were received in the Office of the City Purchasing Agent on Thursday, April 27, 2017 at 3:00 pm, and the following vendors submitted proposals that best meet the needs and desires of the community all while offering diverse, delicious and quality local fair:

**Riverside Food Market: (Food Trucks)**

- \* **Taqueria**, 914 West Beech Street, Long Beach, New York
- \* **Snowie Long Island Inc.**, 64 West Park Avenue, Long Beach, New York
- \* **Porkchops Catering Company, Inc.**, 7 New Street, Oceanside, New York 11572

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 agreements with the above vendors for the 2017-2018 summer seasons for a total fee not less than \$17,000, which includes payment to the City for the cost to maintain and keep clean the Shoregasboard area for the summer season; and be it further

RESOLVED, that said agreements shall contain such other terms, conditions and provisions as the City Manager and the Commissioner of Public Works shall deem necessary and proper.

May 16, 2017

Item No. 6  
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: Water and Water Distribution.

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: WATER AND WATER  
DISTRIBUTION.”

(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 June 6, 2017 at 7:00 p.m. on that day.

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, 2017**, the charge for water furnished by the city shall be **four dollars and forty-one cents (\$4.41)** 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 two dollars and ninety two cents (\$52.92)**.
- (3) The following rates are applied to water usage per quarter:

<u>Usage:</u>	<u>Water Rate:</u>
12,001-150,000 gallons	<b>\$4.72</b>
150,001--300,000 gallons	<b>\$4.79</b>
300,001--600,000 gallons	<b>\$5.01</b>
600,001 and above	<b>\$5.50</b>

(b) *Charges for firematic systems:* On or after **July 1, 2017**, 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”	<b>\$108.32</b>
Over 2” but not over 3”	<b>\$198.21</b>
Over 4”	<b>\$697.60</b>
Each standpipe not connected to a firematic system	<b>\$207.98”</b>

Sec. 2. This Ordinance shall take effect immediately.