

**CITY OF LONG BEACH
MINUTES OF THE REGULAR MEETING
OF THE COMMON COUNCIL
HELD JUNE 15, 2021**

A regular meeting of the City Council of the City of Long Beach was held on Tuesday, June 15th, 2021.

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

Deputy Corporation Counsel Richard Berrios and City Manager Donna Gayden were also present.

City Manger Donna M. Gayden announced that there would be 3 presentations at this meeting. She then introduced the Auditors to give their presentation on the audit ending June 30, 2020.

Mr. Tim Doyle and Ms. Heather Briggs from Bonadio & Co., LLP gave their presentation.

(See attached presentation file)

Ms. Inna Reznik, City Comptroller introduced herself and noted that she did provide Bonadio with the necessary information they needed to conduct this audit.

Ms. Gayden then introduced Mr. Joe Febrizio, Commissioner of Public Works to give his presentation.

Commissioner Febrizio gave his presentation and overview of the city's annual drinking water report as well as other capital projects that would be taking place within the city. He noted a new potable water well, water storage tank, the enclosure of the open-air basins at the water treatment plant and the rehabilitation of the sand filters. Mr. Febrizio then introduced Mr. James Neary, a representative from H2M to give a presentation on the items mentioned.

Mr. Neary gave a snapshot presentation on the condition of the city's drinking water supply and the capital projects. He noted and assured the audience that presently, the drinking water in Long Beach did **not** have any emerging contaminants. Mr. Neary also mentioned that this was a very positive outcome, however this needed to be maintained as long as possible. He continued to speak about the other projects that would be taking place.

(See attached presentation file)

A question and answer session ensued.

The City Manager then introduced Mr. Austin Graff from the Long Beach Housing Authority.

Mr. Graff noted some of the Long Beach Housing Authority staff and board members who were present. He continued to give a brief background about the Housing Authority and spoke about the plan to reposition that would provide an opportunity to obtain the necessary financing for the LBHA to enable improvements to units and buildings that would also improve the standard of living for those residents.

(See attached presentation file)

A questions and answer session ensued.

Council Member Delury announced that there was a Boy Scout Troop 215 Award Merit Badge and Rank Advancement ceremony, and proclamations were given on behalf of the city. He continued to name all the recipients of the award.

Council Member Treston thanked City Council President Bendo for speaking at the Flag Day ceremony. She also added that there would be a plaque installed on National Blvd. and the Boardwalk in recognition of the Suffragette movement, and there was the renaming of a Schule located at Long Beach Blvd. in memory of Rabbi Chaim Wakslak. Ms. Treston also asked the residents to please refrain from feeding the Oyster Catchers.

The calendar items were read by the City Clerk

#1 – Approval of Minutes of Prior Meetings of April 20, 2021 and May 4, 2021

Pres. Bendo made a motion to approve the minutes. It was seconded by Mr. Delury and was carried unanimously.

#2 – Resolution Establishing a Standard Work Day for Elected Members of the City Council of the City of Long Beach for Purposes of Determining and Reporting Days Worked to the New York State and Local Employees' Retirement System

Mr. David Fraser, City Clerk explained that since Council Member Delury was also a public employee and member of the retirement system, it was required that the city keep track of his time accrued into the retirement system.

#3 – Resolution Authorizing the City Manager to Enter into Addendum Agreements with the East End Atlantic Beach Fire District and the Atlantic Beach Fire District

Corporation Counsel, Richard Berrios explained that this resolution formalized historical practices between the city and the Volunteer Fire Department where they would provide services outside the city limits. He noted that after reaching out to each fire district and speaking with the Volunteer Fire Department, it was agreed upon that a fee of 24% of shared revenue would go to the Volunteer Fire Department. Mr. Berrios also added that this practice had been in effect since the 1980's.

Council President Bendo asked how the 24% revenue allocation would be used.

Council Vice President also asked if there were any restrictions on how these funds could be expended.

Commissioner Scott Kemins explained that the Volunteer Fire Department was a 501(c)3 corporation and that there were limitations on how the funds could be spent. He then described several of the items that the revenue could be used for.

Council Vice President McInnis asked if the filing of the form 990 for the Long Beach Volunteer Fire Department could be clearer on where the revenue comes from through the city moving forward.

Mr. Kemins noted that he would share her request with the accountant who files the taxes.

Council Member Treston asked where in the budget would the 24% revenue be reflected.

Commissioner Kemins replied that he believed that all the revenues from the two fire contracts go into the general fund as income.

Council Member Delury asked how many members belonged to the Volunteer Fire Department. He also added that he was at one of the recent drills that was being performed and shared his positive comments.

Mr. Kemins noted that currently, there were approximately 134 members. He also spoke about the different drills that are performed once per year.

Council President Bendo asked if the 24% was strictly from the 2 other fire districts.

Commissioner Kemins replied that it was.

Jay Gusler (124 Taft Ave) – asked several questions regarding this resolution and made several comments.

Mr. Kemins responded to Mr. Gusler's questions and comments.

Ms. Gayden added that this resolution was put in place so that it is clearly understood for all future administrations.

Mr. Berrios also added that once the contracts expire, all parties would meet and discuss renewal.

#4 – Resolution Authorizing the City Manager to Enter into an Agreement for the Rental and Installation of Air Conditioning Equipment for City Hall.

Commissioner of Public Works, Joe Febrizio explained that due to the air conditioning system that is waiting to be repaired, it was necessary to proceed with the rental of air conditioning for city hall. He continued to describe the equipment and the length of the rental. Mr. Febrizio also added that they were waiting for the part to be delivered to repair the system and it appeared that more time was needed, therefore extending the rental from 2 weeks to 4 weeks. He continued to speak about the part that was needed.

Council President Bendo asked how old the air conditioning system was.

Commissioner Febrizio noted that the chiller itself was about 15 years old. He explained that the part that the city was waiting on was the whole innards and controls of the system was going to be replaced.

Council Member Treston recalled the time that employees had to be sent home due to the heat and asked if it was an OSHA issue.

Mr. Berrios explained that OSHA's recommended temperature ranges were 68 and 78 degrees and at the time, City Hall temperatures were at 85 to 95 degrees.

Council Member Delury asked how the units were doing in the Police Department that were put into place last year.

Mr. Febrizio noted that to his knowledge, everything was working fine.

Council Member McInnis made a motion to change the wording "for a period of two weeks, at a total cost of \$41,693.08" in both the fourth WHEREAS clause and the second RESOLVED clause to "for a period of four weeks, at a total cost of \$68,536.16." It was seconded by Mr. Delury and was passed unanimously.

#5 – Resolution Authorizing Publication for Hearing of a Local Law Amending the Charter of the City of Long Beach

A Public Hearing will be held at City Hall, 1 West Chester Street, Long Beach, New York, on July 6, 2021 at 7:00 p.m.

#6 – Resolution Authorizing Publication for Hearing of an Ordinance to Amend the Code of Ordinances of the City of Long Beach

A Public Hearing will be held at City Hall, 1 West Chester Street, Long Beach, New York, on July 6, 2021 at 7:00 p.m.

#7 – Resolution Authorizing Publication for Hearing of an Ordinance Authorizing Financing for Various Capital Projects in and for the City, Stating the Estimated Total Cost Thereof is \$13,967,752, Appropriating Said Amount Therefor, Including the Expenditure of \$3,881,252 Expected to be Received in State or Federal Aid, and \$350,000 Proceeds of Previous Borrowings, and Authorizing the Issuance of Not to Exceed \$9,736,500 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 Towards 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

A Public Hearing will be held at City Hall, 1 West Chester Street, Long Beach, New York, on July 6, 2021 at 7:00 p.m.

#8 – Authorizing Publication for Hearing of an Ordinance Authorizing Financing for the Cost of Fiscal Year 2021-2022 Separation Payments To or For the Benefit of Employees of the City Upon Separation from Employment, Stating the Estimated Total Cost Thereof is \$3,229,500, Appropriating Said Amount Therefor, and Authorizing the Issuance of Not to Exceed \$3,229,500 Bonds of Said City to Finance Said Appropriation

A Public Hearing will be held at City Hall, 1 West Chester Street, Long Beach, New York, on July 6, 2021 at 7:00 p.m.

The voting portion of the meeting was then begun.

Council Member Mandel introduced and moved the adoption of the following resolution, seconded by Ms. Treston, and it was duly adopted by four affirmative votes. Council Member Delury abstained.

(RES. #98/21)

Resolution Establishing a Standard Work Day for Elected Members of the City Council of the City of Long Beach for Purposes of Determining and Reporting Days Worked to the New York State and Local Employees' Retirement System

Council Member McInnis introduced and moved the adoption of the following resolution, seconded by Mr. Delury, and it was duly adopted, all five council members present voting in the affirmative.

(RES. #99/21)

Resolution Authorizing the City Manager to Enter into Addendum Agreements with the East End Atlantic Beach Fire District and the Atlantic Beach Fire District

Council Member Treston introduced and moved the adoption of the following resolution (as amended), seconded by Pres. Bendo, and it was duly adopted, all five council members present voting in the affirmative.

(RES. #100/21)

Resolution Authorizing the City Manager to Enter into an Agreement for the Rental and Installation of Air Conditioning Equipment for City Hall.

Council Member Delury introduced and moved the adoption of the following resolution, seconded by Ms. McInnis, and it was duly adopted, all five council members present voting in the affirmative.

(RES. #101/21)

Resolution Authorizing Publication for Hearing of a Local Law Amending the Charter of the City of Long Beach

Council Member Mandel introduced and moved the adoption of the following resolution, seconded by Pres. Bendo, and it was duly adopted, all five council members present voting in the affirmative.

(RES. #102/21)

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

Council Member McInnis introduced and moved the adoption of the following resolution, seconded by Ms. Treston, and it was duly adopted, all five council members present voting in the affirmative.

(RES. #103/21)

Resolution Authorizing Publication for Hearing of an Ordinance Authorizing Financing for Various Capital Projects in and for the City, Stating the Estimated Total Cost Thereof

is \$13,967,752, Appropriating Said Amount Therefor, Including the Expenditure of \$3,881,252 Expected to be Received in State or Federal Aid, and \$350,000 Proceeds of Previous Borrowings, and Authorizing the Issuance of Not to Exceed \$9,736,500 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 Towards 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

Council Member Treston introduced and moved the adoption of the following resolution, seconded by Ms. McInnis, and it was duly adopted, all five council members present voting in the affirmative.

(RES. #104/21)

Authorizing Publication for Hearing of an Ordinance Authorizing Financing for the Cost of Fiscal Year 2021-2022 Separation Payments To or For the Benefit of Employees of the City Upon Separation from Employment, Stating the Estimated Total Cost Thereof is \$3,229,500, Appropriating Said Amount Therefor, and Authorizing the Issuance of Not to Exceed \$3,229,500 Bonds of Said City to Finance Said Appropriation

There being no further business before the Council, Council Member Treston made a motion to close the meeting. It was seconded by Ms. McInnis and was duly closed, all five council members present voting in the affirmative.

Dated: June 16, 2021

David W. Fraser
City Clerk

Good and Welfare

William Doepper – 315 W Broadway 3B	Spoke about the Housing Authority and the Kennedy Plaza fountain
Jason Massey – 12 E Market St	Requested the renaming of the 100 block of E Hudson St
Roy Lester – 72 Boyd St	Spoke about allowing public comment during presentations, the latest audit and a financial services contract
Judi Vining – 410 E Broadway	Spoke about the definition of Alcohol in item #6