

CALENDAR
for
REGULAR MEETING OF THE COUNCIL
of the
CITY OF LONG BEACH
held
JUNE 20, 2023

PUBLIC HEARING: Discussion of the Adoption of a Comprehensive Plan and Environmental Assessment for the City of Long Beach Pursuant to Requirements of New York State General City Law and New York State Environmental Quality Review Act (SEQRA).

PUBLIC HEARING: Resolution Granting Waiver of Off-Street Parking Requirements for Premises:

Re: 64 West Park Avenue (second floor), Long Beach, New York.

1. Resolution Granting Waiver of Off-Street Parking Requirements for Premises:
Re: 64 West Park Avenue (second floor), Long Beach, New York.
2. Resolution Authorizing Budget Amendment to the Capital Projects Fund Budget.
3. Resolution Authorizing the Acting City Manager to Increase the Amount of a Previously Authorized Purchase Order.
4. Resolution Authorizing the Acting City Manager to Enter into an Agreement for the Rehabilitation of the Long Beach Ice Arena Roof with the Lowest Responsible Bidder.
5. Resolution Authorizing the Acting City Manager to Enter into an Agreement for the Resilient Connectivity for West Park Avenue Long Beach Road to Grand Boulevard Project Phase I.
6. Resolution Authorizing the Acting City Manager to Purchase Bike Racks from the Sole Responsible Bidder.
7. Resolution Authorizing the Acting City Manager to Purchase Replacement Parts for Boardwalk Benches from the Sole Source Provider.

8. Resolution Authorizing the Acting City Manager to Enter into Agreements for Auto Body Repair Services for City of Long Beach Vehicles on an “As Needed” Basis.
9. Resolution Adopting a Definition of Antisemitism.
10. Resolution to Schedule the First Regular Council Meeting of July for Wednesday, July 5, 2023.
11. Resolution Re-Appointing a Marriage Officer for the City of Long Beach.
12. Resolution Authorizing Publication for Hearing of a Local Law Amending the Charter of the City of Long Beach Re: Assessment; Levy; Collection of Taxes.
13. Approval of Minutes of Prior Meetings of May 23, 2023 and June 6, 2023.

June 20, 2023

Public Hearing

Discussion of the Adoption of a Comprehensive Plan
and Environmental Assessment for the City of Long Beach
Pursuant to Requirements of New York State General City
Law and New York State Environmental Quality Review
Act (SEQRA).

June 20, 2023

Item No. 1
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Granting Waiver of Off-Street Parking Requirements
Re: Premises 64 West Park Avenue (second floor)
Long Beach, New York.

WHEREAS, there has been presented to this Council an application pursuant to Section 9-112(18)(c) of Appendix A (Zoning Law) of the Long Beach Code of Ordinances, for waiver of off-street parking requirements for the premises located at 64 West Park Avenue (second floor) Long Beach, New York (Section 59, Block 84, Lot 8), between National Boulevard and Edwards Boulevard, having frontage 20 feet or less, on behalf of the owners Leslie Shamis and Eileen Shamis, 321 West Olive Street, Long Beach, New York 11561 to be used as a beach rental shop;

WHEREAS, a Public Hearing was held on this date;

NOW, THEREFORE, after due deliberation, be it

RESOLVED, by the City Council of the City of Long Beach, New York, that the application of owners Leslie Shamis and Eileen Shamis, 321 West Olive Street, Long Beach, New York 11561 for exemption with respect to the requirements for off-street parking at premises 64 West Park Avenue (second floor) Long Beach, New York, having frontage 20 feet or less, be and the same hereby is granted, only and during the time that such premises shall be used as a beach rental shop.

The following Resolution was moved by
and seconded by :

Resolution Authorizing Budget Amendment to the
Capital Projects Fund Budget.

WHEREAS, the Dormitory Authority of the State of New York (“DASNY”) awarded a grant in the amount of \$1,000,000.00 to the City of Long Beach; and

WHEREAS, funds from said grant are to be used to pay the balance of the rehabilitation of the Magnolia Boulevard Playground and Leroy Conyers Park, as well as for renovations for the Pacific Boulevard Playground; and

WHEREAS, \$264,423.81 was expended from the established capital project H1023.52057 – Playgrounds, and subsequently reimbursed by DASNY and now is available for further playground related work and can be utilized in the capital project H1023.52057 - Playgrounds; and

WHEREAS, the Capital Projects Fund budget must reflect the receipt of grant revenue for the portion of said grant funds, in the amount of \$264,423.81, and amend revenue and expense budgets in the Capital Projects Fund accordingly;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York, that the following amendment to the fiscal year 2022-2023 Capital Projects Fund Budget be and is hereby authorized:

CAPITAL PROJECTS FUND

Increase Estimated Revenues:	H10510		\$264,423.81
H0030.43810 State Aid, Rec/Playgrounds		\$264,423.81	
Increase Appropriations:	H20960		\$264,423.81
H1023.52057 Playgrounds		\$264,423.81	

June 20, 2023

Item No. 3
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the Acting City Manager to Increase
the Amount of a Previously Authorized Purchase Order.

WHEREAS, pursuant to Resolution No. 82/22, duly adopted on June 7, 2022, the City entered into a contract with Premier Mechanical Services, Inc., 1493 Church Street, Holbrook, New York 11741 for the purchase and installation of a new air conditioning/heat pump slit unit to service the City's Ice Arena, at a cost of \$103,326.25; and

WHEREAS, the City requested proposal for additional electrical work on the project to install a new air conditioning/heat pump slit unit; and

WHEREAS, the additional electrical work proposal exceeds the current authorized contract amount by \$12,966.43;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the Acting City Manager be and is hereby authorized to increase the previously authorized purchase order for Premier Mechanical Services, Inc., 1493 Church Street, Holbrook, New York 11741 at an additional cost of \$12,966.43. Funds are available in Account No. H1019.52272 (Arena Design and Construction).

June 20, 2023

Item No. 4
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the Acting City Manager to Enter into an Agreement for the Rehabilitation of the Long Beach Ice Arena Roof with the Lowest Responsible Bidder.

WHEREAS, after due advertisement therefore, ten (10) bids were received in the Office of the Commissioner of Public Works on May 25, 2023 for the demolition, replacement of gutters, installation of new roofing system, drainage system, and replacement of existing roof hardware, in accordance with plans and specifications on file in the Department of Public Works; and

WHEREAS, the two lowest bidders did not fulfill the City's apprenticeship program and/or MWBE Utilization Plan requirements as per specifications, thereby disqualifying their bids; and

WHEREAS, Milcon Construction, 142 Dale Street, Babylon, New York 11704 was the lowest responsible bidder, fulfilling the apprenticeship program requirements as well as all required bid documents such as the MWBE Utilization Plan, at a cost of \$587,850.00;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the Acting City Manager be and hereby is authorized to enter into an agreement with Milcon Construction, 142 Dale Street, Babylon, New York 11704 for the demolition, replacement of gutters, installation of new roofing system, drainage system, and replacement of existing roof hardware, at a cost of \$587,850.00. Funds are available in Account No. H1022.53100 (New Ice Arena Roof).

June 20, 2023

Item No. 5
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the Acting City Manager to Enter into an Agreement for the Resilient Connectivity for West Park Avenue Long Beach Road to Grand Boulevard Project Phase I.

WHEREAS, The City seeks to restripe existing pavement markings, replace traffic signage and install traffic safety variable message signs for West Park Avenue Long Beach Road to Grand Boulevard; and

WHEREAS, after due advertisement therefore, one bid was received in the Office of the Commissioner of Public Works on June 1, 2023 for the restriping of existing pavement markings, replacement of all traffic signage and installation of traffic safety variable message signs, as per specifications on file in the Office of the Commissioner of Public Works; and

WHEREAS, Suffolk Paving Corporation, 30 North Dunton Avenue, Medford, New York 11763 was the sole responsible bidder at a cost of \$748,888.00;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the Acting City Manager be and he hereby is authorized to enter into a contract with Suffolk Paving Corporation, 30 North Dunton Avenue, Medford, New York 11763 for the restriping of existing pavement markings, replacement of all traffic signage and installation of traffic safety variable message signs, at a cost of \$748,888.00. Funds in the amount of \$224,891.00 are available in Account No. H1022.52344 (Park Avenue Resiliency) and funds in the amount of \$523,997.00 are available in Account No. H1023.52344 (Park Avenue Resiliency).

June 20, 2023

Item No. 6
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the Acting City Manager to Purchase
Bike Racks from the Sole Responsible Bidder.

WHEREAS, after due advertisement therefore, one bid was received in the Office of the City Purchasing Agent on Thursday, June 1, 2023 at 11:00 a.m. for the purchase of bike racks; and

WHEREAS, Graber Manufacturing, Inc., d/b/a Madrax Bicycle Racks, 1080 Uniek Drive, Waunakee, Wisconsin 53597 was the lowest responsible bidder for ten (10) bike racks, as per bid specifications, at a total cost of \$25,148.00;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York, that the Acting City Manager be and he hereby is authorized to purchase ten (10) bike racks, as per bid specifications, from Graber Manufacturing, Inc., d/b/a Madrax Bicycle Racks, 1080 Uniek Drive, Waunakee, Wisconsin 53597, at a total cost of \$25,148.00. Funds are available in Account No. H1016.52313 (Economic Development – Green Infrastructure & Signage).

June 20, 2023

Item No. 7
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the Acting City Manager to Purchase
Replacement Parts for Boardwalk Benches from the Sole Source Provider.

WHEREAS, many of the City's boardwalk benches need repair and replacement parts to effectuate said repairs; and

WHEREAS, Site Specialists, 265 Post Avenue, Westbury, NY 11590 is the sole source provider of the DuMor Site furnishings needed to repair the boardwalk benches, at a cost of \$39,722.50;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the Acting City Manager be and is hereby authorized to purchase boardwalk bench replacement parts from Site Specialists, 265 Post Avenue, Westbury, NY 11590, the sole source provider, at a cost of \$39,722.50. Funds are available in Account No. A8172.54490 (Beach Maintenance - Boardwalk Improvements).

June 20, 2023

Item No. 8
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the Acting City Manager to Enter
into Agreements for Auto Body Repair Services for City of
Long Beach Vehicles on an “As Needed” Basis.

WHEREAS, after due advertising therefore, three bids were received in the Office
of the City Purchasing Agent on Thursday, June 1, 2023 at 11:00 a.m., for auto body repair
services for City owned vehicles on an “as needed” basis; and

WHEREAS, the City may make multiple awards for this service and in order to
facilitate repairs in a timely fashion, it is in the City’s best interest to award this service to two of
the three vendors, listed below:

Nationwide Auto Painting, 1850 Atlantic Avenue, Brooklyn, New York 11233-3002; and

Artie’s Collision II d/b/a Artkev Corp., 4240 Austin Boulevard, Island Park, New York
11558;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the
Acting City Manager be and he hereby is authorized to enter into agreements with the above-
named vendors for auto body repair services for City owned vehicles, on an “as needed” basis,
for a period of two years with the option to renew for one additional year, under mutually
agreeable terms and conditions. Funds in the amount of \$780,000.00 are available in Account
No. A1640.54499 (Central Garage-Vehicle Repairs).

The following Resolution was moved by
and seconded by :

Resolution Adopting a Definition of Antisemitism.

WHEREAS, the International Holocaust Remembrance Alliance (“IHRA”), by consensus vote of its member states, adopted a Working Definition of Antisemitism in May 2016, which has become the internationally recognized, authoritative definition for use by governments and international organizations; and

WHEREAS, in the United States, the IHRA Working Definition is utilized by various government and law enforcement agencies in monitoring, training, and education, including the U.S. Department of State and the U.S. Department of Education, and the IHRA Working Definition and its contemporary examples have proven to be an essential tool used to determine contemporary manifestations of antisemitism; and

WHEREAS, government officials and institutions have a responsibility to protect the public from acts of hate and bigotry, including antisemitism, and must be given the right tools to do so; and

WHEREAS, it shall be the policy of the City of Long Beach that the IHRA Working Definition of Antisemitism be utilized as the definition of antisemitism, with said definition reading, “antisemitism is a certain perception of Jews, which may be expressed as hatred toward Jews. Rhetorical and physical manifestations of antisemitism are directed toward Jewish or non-Jewish individuals and/or their property, toward Jewish community institutions and religious facilities”; and

WHEREAS, the City of Long Beach is hereby authorized, empowered, and directed to use the IHRA Working Definition of Antisemitism as an educational resource to address and prevent bias related activities motivated by antisemitism;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the City hereby adopts the IHRA definition of antisemitism, with said definition reading “antisemitism is a certain perception of Jews, which may be expressed as hatred toward Jews. Rhetorical and physical manifestations of antisemitism are directed toward Jewish or non-Jewish individuals and/or their property, toward Jewish community institutions and religious facilities”; and be it further

RESOLVED, that the City is hereby authorized, empowered, and directed to use the IHRA Working Definition of Antisemitism as an educational resource to address and prevent bias related activities motivated by antisemitism.

June 20, 2023

Item No. 10
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution to Schedule the First Regular Council Meeting of
July for Wednesday, July 5, 2023.

WHEREAS, the first regular meeting of the City Council for the month of July
would normally be held on the first Tuesday of July pursuant to Section 2-26 of the Code of
Ordinances of the City of Long Beach; and

WHEREAS, as July 4th falls on the first Tuesday, the members of the City
Council desire to schedule said meeting for Wednesday, July 5, 2023;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the
first regular meeting of this Council for the month of July be and the same is hereby scheduled
for Wednesday, July 5, 2023 at 7:00 p.m. for all purposes, in place and stead of Tuesday, July 4,
2023, and shall be held in the auditorium on the sixth floor of City Hall.

June 20, 2023

Item No. 11
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Re-Appointing a Marriage Officer for the City of Long Beach.

WHEREAS, Article 3 of the Domestic Relations Law authorizes the governing body of a City to appoint Marriage Officers whom shall have the authority to solemnize a marriage in accordance with other applicable provisions of law and within the municipal boundaries of the City; and

WHEREAS, pursuant to Resolution No. 54/19, duly adopted on July 16, 2019, David Fraser was re-appointed a Marriage Officer for the City of Long Beach for a term of four (4) years;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York, that David Fraser is hereby re-appointed a Marriage Officer for the City of Long Beach for another term of four (4) years.

June 20, 2023

Item No. 12
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing Publication for Hearing of a Local Law
Amending the Charter of the City of Long Beach Re: Assessment; Levy;
Collection of Taxes.

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

“A LOCAL LAW

AMENDING THE CHARTER OF THE CITY
OF LONG BEACH RE: ASSESSMENT; LEVY; COLLECTION OF TAXES.”

(See Local Law 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 July 5, 2023 at 7:00 p.m. on that day.

Introductory No. 377
Introduced by:

CITY OF LONG BEACH

CHAPTER III LAWS OF 2023

A LOCAL LAW

AMENDING THE CHARTER OF THE CITY
OF LONG BEACH RE: ASSESSMENT; LEVY; COLLECTION OF TAXES

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

Section 1. Article 6, Section 104-g 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 added to Article 6 to read as follows:

“Sec. 104-g. Partial Exemption from Taxation for Volunteer Firefighters in the City of Long Beach.

- 1. Pursuant to the provisions of Section 466-a of the Real Property Tax Law of the State of New York, as amended and as therein provided, adopted herein, real property owned by an enrolled member of the Long Beach Volunteer Fire Department or such enrolled member and spouse residing in the City of Long Beach shall be exempt from taxation to the extent of up to ten percent of the assessed value of such property for city purposes, exclusive of special assessments.**
- 2. Such exemption shall not be granted to an enrolled member of the Long Beach Volunteer Fire Department residing in the City of Long Beach unless:**
 - (a) the applicant resides in the City of Long Beach;**
 - (b) the property is the primary residence of the applicant;**
 - (c) the property is used exclusively for residential purposes; provided however, that in the event any portion of such property is not used exclusively for the applicant's residence but is used for other purposes, such portion shall be subject to taxation and the remaining portion only shall be entitled to the exemption provided by this section; and**
 - (d) the applicant has been certified by the Board of Fire Commissioners of the Long Beach Volunteer Fire Department as an enrolled member; provided, however, that such applicant has been an enrolled member for no less than two years. An enrolled member shall be defined as a member of the Long Beach Volunteer Fire Department in**

good standing that has ended the previous calendar year with a percentage of ten (10) percent or more calls, drills, meetings, details, parades and Department Training Sessions that the member is required to make in accordance with Section 8 (A) of the Long Beach Volunteer Fire Department By-Laws.

- 3. Any enrolled member of the Long Beach Volunteer Fire Department who accrues more than twenty years of active service and is so certified by the Board of Fire Commissioners of the Long Beach Volunteer Fire Department, shall be granted the ten percent exemption as authorized by this section for the remainder of their life as long as their primary residence is located within the City of Long Beach.**
- 4. The City shall continue an exemption or reinstate a pre-existing exemption claimed under this section by an enrolled member of the Long Beach Volunteer Fire Department, for such deceased enrolled member's un-remarried spouse if such member is killed in the line of duty; provided, however, that:**
 - (a) such un-remarried spouse is certified by the Board of Fire Commissioners of the Long Beach Volunteer Fire Department as an un-remarried spouse of an enrolled member who was killed in the line of duty; and**
 - (b) such deceased volunteer had been an enrolled member for at least five years; and**
 - (c) such deceased volunteer had been receiving the exemption prior to their death.**
- 5. Application for such exemption must be made by the owner or all of the owners of the property annually on forms to be furnished by the tax assessor of the City of Long Beach, and such owner or owners shall furnish the information required by such forms and shall execute such forms in the manner prescribed in such forms, and shall file such forms in said assessor's office annually, on or during the ninety (90) days immediately preceding the appropriate taxable status date.**
- 6. No applicant who is a volunteer firefighter or volunteer ambulance worker who by reason of such status is receiving any benefit under the provisions of Article Four of the Real Property Tax Law on the effective date of this section shall suffer any diminution of such benefit because of the provisions of this section.”**

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