

**CITY OF LONG BEACH
MINUTES OF THE SPECIAL MEETING
OF THE COMMON COUNCIL
HELD JULY 13TH, 2020**

A special meeting of the City Council of the City of Long Beach was held on Monday, June 13TH, 2020.

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

Corporation Counsel Simone Freeman and City Manager Donna Gayden were also present.

Because of the COVID-19 pandemic, public attendance was suspended for this meeting. The following notice was posted prior to the meeting:

In light of current health concerns and as per Gov. Cuomo's Executive Order 202.1 we are making the following changes for this Council Meeting:

- **Public attendance for this meeting will be suspended.** A live Stream of the meeting will be available on our YouTube channel. Please visit longbeachny.gov/councilmeetings for the link to our YouTube channel.
- If you have any questions about any of the agenda items, please email them in advance to info@longbeachny.gov with CITY COUNCIL MEETING QUESTION in the subject line.
- Since there will be no public attendance for this meeting, there will not be any good and welfare during this meeting. If you have a concern, please email it to info@longbeachny.gov, or call (516) 431-1000

President Bendo discussed the sewer consolidation project where the Long Beach Sewer Treatment Plant would be converted into a pumping station and explained how the City and the County had to approve some land use easements to allow the state to go ahead and vote to confirm those easements in order to change the use of the land. This would allow them to put a pipe underground.

City Manager, Donna Gayden reminded President Bendo that they received the information for this meeting after the last council meeting and that is why it wasn't on the last agenda. It wasn't received until late last week.

President Bendo agreed and added that the council wasn't contacted by the state until Friday and didn't receive the final version until that afternoon.

The calendar items were read by the City Clerk

#1 – A Resolution Requesting The Legislature Of The State Of New York To Enact And The Governor To Approve An Act To Authorize The County Of Nassau To Discontinue Use Of Certain Lands As Parkland Located In The County's Bay Park And To Authorize The City Of Long Beach To Convey To The County Of Nassau An Easement Through Land Located In The City's Veteran's Memorial Park.

Mr. Fraser explained that before they could continue, there was an amendment to swap out the bill numbers – assembly bills a10802 and the senate – s8730.

President Bendo made a motion to swap out the bill numbers – assembly bills a10802 and the senate – s8730. It was seconded by Mr. Delury and was passed unanimously.

Commissioner John Mirando discussed the project and described the work involved. He also noted that there would be some areas (skateboard park) off-limits during this time.

President Bendo asked that once the work was completed, if everything would return to normal.

Commissioner Mirando noted that the property would not be disturbed during this project but is necessary to be cautious.

Councilmember Treston noted that there was a virtual public meeting with the DEC on the Bay Park project scheduled for July 15th at 6pm and gave the website address for those who might want to join.

#2 – A Resolution Authorizing The City Manager To Pay Administrative Costs Under The Emergency Tenant Protection Act, Authorizing The Passing On Of Administrative Costs To The Owners Of The Buildings Included Under Such Act, And Directing The City Comptroller To Make Billing Therefore

Tax Assessor, Mr. Raymond Flammer explained that this was the fee that the Homes and Community Renewal Department passes on to the city for opting into the ETPA program which is for the rent stabilized apartments in the city. He continued to discuss the history of the program and explained the process and purpose involved.

President Bendo explained that this item had been tabled at the last meeting in order to confirm the number of units.

#3 – A Resolution Authorizing An Agreement And Release

Council Member Delury made a motion to go into executive session to discuss pending litigation. It was seconded by Ms. Treston and was passed unanimously.

President Bendo welcomed everyone back and asked if there were any questions from the council or the public on this item (Item #3).

Corporation Counsel, Ms. Freeman noted that there were questions in reference to Item #3 and Item #4 and there had appeared to be a request for information regarding litigation strategy and the disclosure of information relating to pending litigation. She continued to note that these items are not discussed due to the protection under certain laws therefore those requests would not be answered since it was a part of litigation strategy and/or pending litigation.

#4 – A Resolution Approving Commencement of Litigation

The voting portion of the meeting was then begun.

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

(RES. #52/20)

A Resolution Requesting The Legislature Of The State Of New York To Enact And The Governor To Approve An Act To Authorize The County Of Nassau To Discontinue Use Of Certain Lands As Parkland Located In The County's Bay Park And To Authorize The City Of Long Beach To Convey To The County Of Nassau An Easement Through Land Located In The City's Veteran's Memorial Park

Council Pres. Bendo 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. #53/20)

A Resolution Authorizing The City Manager To Pay Administrative Costs Under The Emergency Tenant Protection Act, Authorizing The Passing On Of Administrative Costs To The Owners Of The Buildings Included Under Such Act, And Directing The City Comptroller To Make Billing Therefore

Council Member Treston introduced and moved the adoption of the following resolution, seconded by Ms. McInnis, and it was duly adopted by three affirmative votes. Council Pres. Bendo and Council Member Mandel voted no.

(RES. #54/20)

A Resolution Authorizing An Agreement And Release

Council Member Treston 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. #55/20)

A Resolution Approving Commencement of Litigation

There being no further business before the Council, Council Pres. Bendo made a motion to close the meeting. It was seconded by Mr. Mandel and was duly closed, all five council members present voting in the affirmative.

Dated: July 14, 2020

David W. Fraser
City Clerk