

CALENDAR
for
REGULAR MEETING OF THE COUNCIL
of the
CITY OF LONG BEACH
held
SEPTEMBER 5, 2023

PUBLIC HEARING: Resolution Authorizing the City of Long Beach to Renew a Cable Franchise Agreement with Cablevision Systems Long Island Corporation to Operate a Cable System in the City of Long Beach, New York.

1. Resolution Authorizing the City of Long Beach to Renew a Cable Franchise Agreement with Cablevision Systems Long Island Corporation to Operate a Cable System in the City of Long Beach, New York.
2. Resolution Authorizing the Acting City Manager to Accept a Charitable Donation.
3. Resolution Authorizing the Acting City Manager to Enter into a Leasehold Extension Agreement.
4. Resolution Authorizing the Acting City Manager to Enter into a Renewal Agreement.
5. Resolution Authorizing Annual Allocation of Community Development Funds for the 49th Program Year.
6. Resolution Authorizing Budget Amendment to the Capital Projects Fund Budget.
7. Resolution Authorizing Budget Amendment to the Capital Projects Fund Budget.
8. Resolution Authorizing the Acting City Manager to Retain Residential Fencing Corporation to Rehabilitate Fencing at Pacific Boulevard Playground.
9. Resolution Authorizing the Acting City Manager to Enter into an Agreement for the Rehabilitation of Pacific Boulevard Playground with the Lowest Responsible Bidder.
10. Resolution Authorizing the Acting City Manager to Purchase a Fully Equipped Police Vehicle from the Lowest Responsible Bidder.

11. Resolution Authorizing the Acting City Manager to Increase Amount of a Previously Authorized Purchase.
12. Resolution to Reschedule the Regular City Council Meeting Scheduled for September 19, 2023 to September 26, 2023.
13. Approval of Minutes of Prior Meeting of August 15, 2023.

September 5, 2023

Item No. 1
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the City of Long Beach to Renew a Cable Franchise Agreement with Cablevision Systems Long Island Corporation to Operate a Cable System in the City of Long Beach,

WHEREAS, the City of Long Beach, NY (the “City”) is a “franchising authority” in accordance with Title VI of the Communications Act of 1934, (the “Communications Act”), and is authorized to grant one or more nonexclusive cable television franchises pursuant to Article 11 of the New York Public Service Law, as amended, and Title 16, Chapter VIII, Parts 890.60 through 899, of the Official Compilation of Codes, Rules and Regulations of the State of New York, as amended (collectively the “Cable Laws”); and

WHEREAS, the City, executed a franchise renewal agreement with Cablevision Systems Long Island Corporation (the “Franchisee”) on February 26, 2009, which was thereafter confirmed and made effective by the New York State Public Service Commission on August 12, 2009 for a term of ten (10) years (Case No. 09-V-0321); and

WHEREAS, said franchise agreement thereafter expired on August 12, 2019; and

WHEREAS, Franchisee has submitted a proposed franchise renewal agreement (the “Franchise Renewal Agreement”) to continue operating said cable system within the City; and

WHEREAS, The City and Franchisee have mutually agreed to the terms of said Franchise Renewal Agreement; and

WHEREAS, the City has determined that the Franchisee is and has been in substantial compliance with all terms/provisions of its existing franchises and applicable law; and

WHEREAS, the City has determined that Franchisee has the requisite legal, technical and financial capabilities to operate cable systems within the City and that Franchisee’s proposals for renewal of the franchises meet the cable related needs of the Community; and

WHEREAS, a duly noticed Public Hearing, affording an opportunity for all those interested parties within the City to be heard on the proposed Franchise Renewal Agreement was held before the City on September 5, 2023;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York, that it is in the best interest of the public to award the Franchise Renewal Agreement to the Franchisee; and be it further

RESOLVED, by the City Council of the City of Long Beach, New York that the Acting City Manager is hereby authorized to enter into the Franchise Renewal Agreement with Cablevision Systems Long Island Corporation and to execute any other documents necessary to effectuate the granting of the franchise renewal on behalf of the City of Long Beach.

September 5, 2023

Item No. 2
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the Acting City Manager to Accept a
Charitable Donation.

WHEREAS, it is the desire of the Honorable Harvey Weisenberg, former New York State Assemblyman and past Long Beach PBA President, to make a donation to the City of Long Beach in the amount of \$5,000.00 to finance additional Senior Programs at Magnolia Center; 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 Acting City Manager be and is hereby authorized to accept a donation in the amount of \$5,000.00 to finance additional Senior Programs at Magnolia Center, from the Honorable Harvey Weisenberg.

September 5, 2023

Item No. 3
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the Acting City Manager to Enter into a
Leasehold Extension Agreement.

WHEREAS, on August 21, 2018, pursuant to Resolution No. 76/18, the City Council authorized the City Manager to enter into a commercial lease with NY Tennis at Long Beach, Inc., 899 Monroe Boulevard, Long Beach, New York 11561 for the operation of the tennis courts located at Monroe Boulevard and Reynolds Channel, together with the existing clubhouse facility, for an annual fee of \$102,000 payable to the City, for a period of five (5) years, with an option for the City Manager to renew for an additional five year term with City Council approval; and

WHEREAS, the City wishes to exercise the renewal option for an additional five (5) year term, and to enter into a Leasehold Extension Agreement with NY Tennis at Long Beach, Inc., 899 Monroe Boulevard, Long Beach, New York 11561 to effectuate same;

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 the attached Leasehold Extension Agreement with NY Tennis at Long Beach, Inc., 899 Monroe Boulevard, Long Beach, New York 11561.

September 5, 2023

Item No. 4
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the Acting City Manager to Enter into a
Renewal Agreement.

WHEREAS, pursuant to Resolution No. 154/22, the City Manager entered into a Consulting Agreement with Life is Sweet Media, LLC, (“Consultant”) P.O. Box 241, Atlantic Beach, New York 11509 for strategic communication services and assistance with press, media, and public relations efforts to obtain and highlight coverage of newsworthy events and stories, and to attract sponsorship opportunities for City programs and events, for an initial term period of one (1) year, with an option for the City to renew for two additional one-year terms upon mutual consent of both parties and subject to City Council approval; and

WHEREAS, the City wishes to exercise the renewal option for one (1) additional one-year term, for which the City shall pay an annual fee of \$30,000.00, and to enter into a Renewal Agreement with Life is Sweet Media, LLC, P.O. Box 241, Atlantic Beach, New York 11509 to effectuate same; and

WHEREAS, the Consultant will also be entitled to fifteen percent (15%) of any sponsorship gross revenue that the Consultant secures;

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 the attached Renewal Agreement with Life is Sweet Media, LLC, P.O. Box 241, Atlantic Beach, New York 11509 for one (1) additional one-year term, at an annual fee of \$30,000.00, as well as fifteen percent (15%) of any sponsorship gross revenue that the Consultant secures. Funds in the amount of \$30,000.00 are available in Account No. A6410.54440 (Public Relations-Contracted Services).

September 5, 2023

Item No. 5
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing Annual Allocation of Community
Development Funds for the 49th Program Year.

WHEREAS, the City has received a grant award letter from Nassau County dated July 17, 2023 stating that the City’s annual allocation for 49th Program Year of Community Development Funds equals \$330,000 for the next Community Development Funds grant term, which began September 1, 2023; and

WHEREAS, the City seeks to adopt the Community Development Funds for the Funds’ 49th Program Year, equaling \$330,000, upon full execution of the grant contract with Nassau County;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York, that the following allocation to the Community Development Fund for the 49th Program Year is hereby authorized, and funds will become available upon full execution of the Community Development Funds grant contract with Nassau County:

COMMUNITY DEVELOPMENT FUND
49th Program Year

Increase Estimated Revenues: SG10510	\$330,000.00	
SG070.47100 Nassau County Grants		\$330,000.00
 Increase Appropriations: SG20960		 \$330,000.00
S9929.51101 Administration- Salaries	\$ 49,500.00	
S9929.54826 PF&I-Transit Oriented Development (TOD)	\$210,500.00	
S9929.54817 PS- Senior Services Program	\$ 20,000.00	
S9929.54808 PS- Youth Services Program	\$ 20,000.00	
S9929.54827 PS- Adult Services	\$ 10,000.00	
S9929.54811 Youth Employment Training	\$ 20,000.00	

September 5, 2023

Item No. 6
Resolution No.

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, work has completed and the City requested and received remittance in the amount of \$90,169.94 from DASNY on July 31, 2023; and

WHEREAS, the Capital Projects Fund Budget must be amended 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;

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 2023-2024 Capital Projects Fund Budget be and is hereby authorized:

CAPITAL PROJECTS FUND

Increase Estimated Revenues:	H10510		\$90,169.94
H0030.43810 State Aid, Rec/Playgrounds		\$90,169.94	
Increase Appropriations:	H20960		\$90,169.94
H1023.52057 Playgrounds		\$90,169.94	

September 5, 2023

Item No. 7
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing Budget Amendment to the
Capital Projects Fund Budget.

WHEREAS, on December 20, 2022 the City was awarded \$39,139,237.81 under the FEMA 404 Hazard Mitigation Program for the work required under the North Shore Critical Infrastructure Protection Project; and

WHEREAS, work has commenced and the City requested and received remittance in the amount of \$1,104,653.66 from New York Division of Homeland Security and Emergency Services (“DHSES”); and

WHEREAS, the Capital Projects Fund Budget must be amended to pay the balance of the aforementioned North Shore Critical Infrastructure Protection Project;

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 2023-2024 Capital Projects Fund Budget be and is hereby authorized:

CAPITAL PROJECTS FUND

Increase Estimated Revenues:	H10510		\$1,104,653.96
H0030.43097 State Aid, Capital Projects		\$1,104,653.96	
Increase Appropriations:	H20960		\$1,104,653.96
H1021.52298 Flood Protection Infrastructure		\$1,104,653.96	

September 5, 2023

Item No. 8
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the Acting City Manager to Retain
Residential Fencing Corporation to Rehabilitate Fencing at
Pacific Boulevard Playground.

WHEREAS, the City wishes to retain Residential Fencing Corporation, 1775
Route 25, Ridge, New York 11961 to perform the fencing, furnishing, installation and repair
necessary to rehabilitate fencing at Pacific Boulevard Playground, at a cost of \$22,419.25; and

WHEREAS, pursuant to New York’s “piggybacking” law, Section 103(16) of the
New York General Municipal Law, the City “may contract for such services related to the
installation, maintenance or repair of apparatus, materials, equipment, and supplies, as may
required by such political subdivision or district therein through the use of a contract let by the
United States of America or any agency thereof, any state or any other political subdivision or
district therein if such contract was let to the lowest responsible bidder or on the basis of best
value in a manner consistent with this section and made available for use by other governmental
entities”; and

WHEREAS, the City of Long Beach Procurement Policy establishes procedures
for the award of contracts by the City, consistent with the requirements in Section 103 of the
New York General Municipal Law; and

WHEREAS the City determined that the Suffolk County Contract No. FFIR062416
between Suffolk County, New York and Residential Fencing Corporation, dated May 10, 2023,
 (“Suffolk County Contract”) is for the same or similar services as the City desires from Residential
Fencing Corporation, is for the same or better pricing, and otherwise meets the criteria under
Section 103(16) and the City’s Procurement Policy; and

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 retain Residential Fencing Corporation,
1775 Route 25, Ridge, New York 11961 for the fencing, furnishing, installation and repair
necessary to rehabilitate fencing at Pacific Boulevard Playground, at a cost of \$22,419.25. Funds
in the amount of \$10,025.00 are available in Account No. H1022.53041 (Fencing Various) and
funds in the amount of \$12,394.25 are available in Account No. H1023.53041 (Fencing
Various).

September 5, 2023

Item No. 9
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 Pacific Boulevard Playground 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 August 17, 2023 for the rehabilitation of Pacific Playground, located at the corner of Pacific Boulevard and Shore Road, including but not limited to the furnishing and installation of new playground equipment, decking, shade shelters and picnic tables, in accordance with plans and specifications on file in the Department of Public Works; and

WHEREAS, PSL Industries Inc., 640 6th Street, Ronkonoma, New York 11779 was the lowest responsible bidder, at a cost of \$628,185.00; and

WHEREAS, the New York State Office of Parks, Recreation & Historic Preservation is funding 50% of the aforementioned project by grant, and will reimburse the City in the amount of \$314,092.50 upon completion of the aforementioned project;

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 PSL Industries Inc., 640 6th Street, Ronkonoma, New York 11779 for the rehabilitation of Pacific Playground, located at the corner of Pacific Boulevard and Shore Road, including but not limited to the furnishing and installation of new playground equipment, decking, shade shelters and picnic tables, at a cost of \$628,185.00. Funds are available in Account No. H1023.52057 (Playgrounds).

September 5, 2023

Item No. 10
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the Acting City Manager to Purchase a
Fully Equipped Police Vehicle from the Lowest Responsible Bidder.

WHEREAS, after due advertisement therefore, two (2) bids were received in the Office of the City Purchasing Agent on August 24, 2023 at 11:00 a.m. for the purchase of one (1) Fully Equipped 2023 Ford F-150 Police Responder 4x4 5.5' Box 145" WBXL Pick-Up Truck (or "approved equal") as per specifications on file in the Office of the City Purchasing Agent; and

WHEREAS, the City of Long Beach Police Department, reviewed the bid responses and determined the "or equal" replacement offered by Commander Fleet Corporation ("Commander"), 50 Roebling Court, Ronkonkoma, New York 11779 provided the best overall value to the City at the lowest cost; and

WHEREAS, Commander Fleet Corporation, 50 Roebling Court, Ronkonkoma, New York 11779 was the lowest responsible bidder for the of an "approved equal" as per specifications on file in the Office of the City Purchasing Agent, with said equal being a 2023 Chevrolet Silverado 1500 4WD Crew Cab 147" Work Truck, with comparable equipment to what was set forth in the City's Bid Documents, for a cost of \$64,700.00; and

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 a Fully Equipped 2023 Chevrolet Silverado 1500 4WD Crew Cab 147" Work Truck from Commander Fleet Corporation, 50 Roebling Court, Ronkonkoma, New York 11779 as per specifications on file in the Office of the City Purchasing Agent, for a cost of \$64,700.00. Funds are available in Account No. H1023.52267 (Acquisition of Police Vehicles).

September 5, 2023

Item No. 11
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.

WHEREAS, pursuant to Resolution No. 125/22, duly adopted on August 16, 2022, the City Council authorized the City Manager to purchase an inter-operable video management and integrated surveillance system to enhance the Closed Circuit Television Camera Network across the City, to be installed at the bus station and the LIRR parking facility, from Virsig LLC, 9 Seaview Boulevard, Port Washington, New York 11050 through New York State Office of General Services Contract #PT68881SB, at a cost of \$225,890.08; and

WHEREAS, in furtherance of the City's Interoperable Video Management System, the City would like to use Virsig LLC to complete associated work for the next phase of implementation, inclusive of installation of power supplies for two-way intercom systems at various locations that provide the City of Long Beach Police Department to communicate with individuals, on camera, remotely; and

WHEREAS, the cost to complete the above-mentioned associated work for the next phase of implementation exceeds the current authorized purchase amount by \$43,093.20;

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 for Virsig LLC, 9 Seaview Boulevard, Port Washington, New York 11050 at an additional cost of \$43,093.20. Funds are available in the amount of \$21,546.60 are available in Account No. H1023.52128 (PD Citywide Security) and funds are available in the amount of \$21,546.60 are available in Account No. H1022.53097 (PD Design/Const. Communication).

September 5, 2023

Item No. 12
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution to Reschedule the Regular Council Meeting Scheduled
for September 19, 2023 to September 26, 2023.

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

WHEREAS, the members of the City Council desire to reschedule the Regular
Council Meeting scheduled for September 19, 2023 to September 26, 2023;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the
second regular meeting of this Council for the month of September be and the same is hereby
scheduled for Tuesday, September 26, 2023 at 7:00 p.m. for all purposes, in place and stead of
Tuesday September 19, 2023, and shall be held in the auditorium on the sixth floor of City Hall.