

CALENDAR
for
REGULAR MEETING OF THE COUNCIL
of the
CITY OF LONG BEACH
held
OCTOBER 17, 2023

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

Re: 138 East Park Avenue (street floor), Long Beach, New York.

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

Re: 266 East Park Avenue (street floor), Long Beach, New York.

1. Resolution Granting Waiver of Off-Street Parking Requirements for Premises:
Re: 138 East Park Avenue (street floor), Long Beach, New York.
2. Resolution Granting Waiver of Off-Street Parking Requirements for Premises:
Re: 266 East Park Avenue (street floor), Long Beach, New York.
3. Resolution Authorizing the Acting City Manager to Accept Funds from the New York State Municipal Workers' Compensation Alliance.
4. Resolution Authorizing Transfer of Funds for the 2023-2024 Fiscal Year.
5. Resolution Authorizing an Amendment to the Personnel Roster and a Transfer of Funds for the 2023-2024 Fiscal Year.
6. Resolution Authorizing the Continued Retention of Outside Counsel.
7. Resolution Authorizing Budget Amendment to the General Fund Budget and Budget Amendment to the Capital Projects Fund Budget.
8. Resolution Authorizing Budget Amendment to the General Fund Budget.

9. Resolution Authorizing Publication for Hearing of an Ordinance to Amend the Code of Ordinances of the City of Long Beach Re: Electrical Code.
10. Approval of Minutes of Prior Meeting of October 3, 2023.

October 17, 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 138 East Park Avenue (street 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 138 East Park Avenue (street floor), Long Beach, New York (Section 59, Block 110, Lots 17-18), between Riverside Boulevard and Long Beach Boulevard, having frontage 20 feet or less, on behalf of the owner East Park Avenue Associates, LLC, P.O. Box 1000, Long Beach, New York 11561 to be used as a nail salon;

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 owner East Park Avenue Associates, LLC, P.O. Box 1000, Long Beach, New York 11561 for exemption with respect to the requirements for off-street parking at premises 138 East Park Avenue (street floor), Long Beach, New York Long Beach, New York, having frontage of less than 20 feet, be and the same hereby is granted, only and during the time that such premises shall be used as a nail salon.

October 17, 2023

Item No. 2
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Granting Waiver of Off-Street Parking Requirements
Re: Premises 266 East Park Avenue (street 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 266 East Park Avenue (street floor), Long Beach, New York (Section 59, Block 125, Lot 172), between Monroe Boulevard and Long Beach Boulevard, having frontage 20 feet or less, on behalf of the owner 262-266 East Park Enterprises, Inc., 266 East Park Avenue, Long Beach, New York 11561 to be used as a fitness and physical therapy/occupational therapy center;

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 owner 262-266 East Park Enterprises, Inc., 266 East Park Avenue, Long Beach, New York 11561 for exemption with respect to the requirements for off-street parking at premises 266 East Park Avenue (street floor) Long Beach, New York, having frontage of less than 20 feet, be and the same hereby is granted, only and during the time that such premises shall be used as a fitness and physical therapy/occupational therapy center.

October 17, 2023

Item No. 3
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the Acting City Manager to Accept
Funds from the New York State Municipal Workers'
Compensation Alliance.

WHEREAS, the City of Long Beach is a member of the New York State
Municipal Workers' Compensation Alliance (Comp Alliance), a not-for-profit workers'
compensation group self-insurance program for municipalities and school districts, with a focus
on improving workplace safety and providing stable funding for its members; and

WHEREAS, in appreciation of its members, Comp Alliance is distributing a
portion of its surplus to its members; and

WHEREAS, this monetary award reflects a recognition by the Comp Alliance
Board of Trustees of fiscal challenges faced by municipalities and provides a benefit of
municipal cooperation by returning funds to local governments and schools; and

WHEREAS, Comp Alliance has advised the City that it is receiving a Member
Loyalty Award in the amount of \$40,489.00;

NOW, THEREFORE, be it

RESOVLED, 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 Member Loyalty Award in the
amount of \$40,489.00 from the New York State Workers' Compensation Alliance (Comp
Alliance), to be deposited into the City's General Fund.

October 17, 2023

Item No. 4
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing Transfer of Funds for the
2023-2024 Fiscal Year.

WHEREAS, a transfer of funds is needed to cover the purchase of holiday lights
to decorate Kennedy Plaza for the holiday season;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the
following transfer of funds be and are hereby authorized:

<u>Budget Code</u>	<u>Description</u>	<u>Transfer From:</u>	<u>Transfer To:</u>
A1990.54406	Contingency	\$19,956.20	
A1620.54410	Municipal Buildings – Materials and Supplies		\$19,956.20

October 17, 2023

Item No. 5
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing an Amendment to the Personnel Roster
and a Transfer of Funds for the 2023-2024 Fiscal Year.

WHEREAS, one City employee is being transferred from the Beach Maintenance Department to the Recreation Department, as the Recreation Department needs a Heavy Equipment Operator, and another City employee is being transferred from the Recreation Department to the Beach Maintenance Department, as the Beach Maintenance Department needs a Maintenance Worker with plumbing experience, thereby requiring an amendment to the Personnel Roster and a transfer of funds to make up the difference in salary for the employee being transferred to the Recreation Department, for the remainder of the 2023-2024 fiscal year;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the Personnel Roster of the City of Long Beach, shall be and the same is amended to reflect the following, effective October 17, 2023:

A8172.51101 Beach Maintenance		Salary
Delete:	One (1) Heavy Equipment Operator CSEA Grade 10, Step 7	(\$74,095.00)
Add:	One (1) Maintenance Worker CSEA Grade 9, Step 7	\$57,558.00

A7140.51101 Recreation		Salary
Delete:	One (1) Maintenance Worker CSEA Grade 9, Step 7	(\$57,558.00)
Add:	One (1) Heavy Equipment Operator CSEA Grade 10, Step 7	\$74,095.00

AND, BE IT FURTHER

RESOLVED, by the City Council of the City of Long Beach, New York that the following transfers of General Funds be and are hereby authorized:

<u>Budget Code</u>	<u>Description</u>	<u>Transfer From:</u>	<u>Transfer To:</u>
A8172.51101	Beach Maintenance-Regular Salaries	\$16,537.00	
A7140.51101	Recreation-Regular Salaries		\$16,537.00

October 17, 2023

Item No. 6
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the Continued Retention of Outside Counsel.

WHEREAS, pursuant to Resolution No. 141/21, the City of Long Beach retained the law firm of Bond, Schoeneck & King, to perform legal services on behalf of the City for all labor negotiations with the City's unions, for a term of two years, beginning September 1, 2021 through August 31, 2023; and

WHEREAS, upon expiration of the two-year term, Bond, Schoeneck & King, performed legal services on behalf of the City for an additional month, through September 30, 2023; and

WHEREAS, the City of Long Beach desires to continue the retention of the law firm of Bond, Schoeneck & King, to represent the City in connection with labor relations, including but not limited to the negotiation, drafting and mediation of collective bargaining agreements and other non-labor related litigation as assigned by Corporation Counsel; and

WHEREAS, Bond, Schoeneck & King, 1010 Franklin Avenue, Suite 200, Garden City, New York 11530 has agreed to be retained by the City at an annual retainer of \$50,000.00 for the negotiation and mediation of a Collective Bargaining Agreement with the Uniformed Fire Fighters Association (UFFA) plus hourly rates for any interest arbitrations and other, non-labor related litigation, for a term of two years, beginning October 1, 2023 through September 30, 2025;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the City Council ratifies the extension of services Bond, Schoeneck & King, 1010 Franklin Avenue, Suite 200, Garden City, New York 11530 performed on behalf of the City, from August 31, 2023 through September 30, 2023, and authorizing the Acting City Manager and Corporation Counsel to retain Bond, Schoeneck & King, for the negotiation and mediation of a Collective Bargaining Agreement with the UFFA, at an annual retainer of \$50,000.00, plus hourly rates for any interest arbitrations and non-labor related litigation as set forth in the attached retainer for a term of two years, beginning October 1, 2023 through September 30, 2025. Funds are available in Account No. A1420.54453 (Corporation Counsel-Consultants), and will be available in future year budgets.

October 17, 2023

Item No. 7
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing Budget Amendment to the
General Fund Budget and Budget Amendment to the
Capital Projects Fund Budget.

WHEREAS, pursuant to Resolution No. 174/23, the City Council of the City of Long Beach authorized the Acting City Manager to enter into a Master Services and Purchasing Agreement to purchase body cameras, to be funded in part by New York State grant funds, in the amount of \$160,000.00; and

WHEREAS, a budget amendment to the General Fund Budget and a budget amendment to the Capital Projects Fund Budget are required to reflect the use of the aforementioned grant funds;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York, that the following amendments to the fiscal year 2023-2024 General Fund Budget and Capital Projects Fund Budget be and are hereby authorized:

GENERAL FUND

Increase Estimated Revenues:	A10510		\$160,000.00
A0030.43389 State Aid Other Public Safety		\$160,000.00	
Increase Appropriations:	A20960		\$160,000.00
A9950.59903 Interfund Transfer Capital		\$160,000.00	

CAPITAL PROJECTS FUND

Increase Estimated Revenues:	H10510		\$160,000.00
H0045.45033 Interfund Transfer General		\$160,000.00	
Increase Appropriations:	H20960		\$160,000.00
H1024.52177 Body Worn Cameras		\$160,000.00	

October 17, 2023

Item No. 8
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing Budget Amendment to the
General Fund Budget.

WHEREAS, pursuant to Resolution No. 173/23, the City Council of the City of Long Beach ratified a collective bargaining agreement between the City of Long Beach and the Patrolman's Benevolent Association of the City of Long Beach, for the period of July 1, 2017 to June 30, 2029; and

WHEREAS, a budget amendment is required to reflect the salary increases associated with the aforementioned collective bargaining agreement for the 2023-2024 fiscal year;

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 General Fund Budget be and is hereby authorized:

GENERAL FUND

Increase Estimated Revenues:	A10510	\$1,117,074.00
A0090.49909 Fund Balance Appropriation		\$1,117,074.00
Increase Appropriations:	A20960	\$1,117,074.00
A3120.51101 Police Department-Regular Salaries		\$1,117,074.00

October 17, 2023

Item No. 9
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: Electrical Code.

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: ELECTRICAL CODE.”

(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 November 8, 2023 at 7:00 p.m. on that day.

ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE
CITY OF LONG BEACH RE: LICENSES AND BUSINESS REGULATIONS;
BUILDING CODE; ELECTRICAL CODE AND PLUMBING CODE.

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

Sec. 1. Chapter 10, Article III, Division 2, Section 10-43(a) of the Code of Ordinances of the City of Long Beach, as heretofore amended, shall be and the same is hereby amended to read as follows:

“Sec. 10-43. Fees. (Electricians)

- (a) There shall be charged and collected by the city a fee of **five hundred and thirty dollars (\$530.00)** for each license issued under the provisions of this division, and thereafter, a fee of **four hundred dollars (\$400.00)** for each two-year renewal of such license, provided an application for each renewal, accompanied by the renewal fee, shall have been made prior to the expiration of the existing license.”

Sec. 2. This Ordinance shall take effect immediately.