

**CITY OF LONG BEACH
MINUTES OF THE REGULAR MEETING
OF THE COMMON COUNCIL
HELD NOVEMBER 3, 2021**

A regular meeting of the City Council of the City of Long Beach was held on Wednesday, November 3, 2021.

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

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

City Manager, Donna M. Gayden began her update by congratulating the newly elected and re-elected city council members. She then asked Police Commissioner, Ron Walsh to give his report.

Commissioner Walsh recognized Ms. Jackie Odem and all the ladies who helped make “National Night Out” a huge success. He then proceeded to speak about the increase in narcotic use throughout the state and the country and how the Long Beach Police Department was beginning to address these concerns and the efforts being made to help prevent overdosing in the community.

Ms. Gayden then asked Joe Febrizio, Commissioner of Public Works to give his update.

Commissioner Febrizio spoke about the equipment that was purchased for the Rev. J.J. Evan’s playground through community development funds. He noted that the present equipment was best suited for a much younger age group and due to safety issues, it had been removed. Mr. Febrizio also noted that the city would be ordering something more age appropriate to be put in its place.

City Council Member Treston asked if this equipment could be utilized over at the daycare center.

Commissioner Febrizio replied that they were evaluating all potential locations for its use.

Council Member Delury asked about the timeframe for the installation of the new equipment.

Mr. Febrizio explained the process and procedure in installing playground equipment and noted that it would be best to install the equipment during the Spring.

Council Member Mandel asked if there was a warranty on this equipment.

Commissioner Febrizio replied that he would look in to see if there was a warranty.

The City Manager also noted that Ms. Monique Powell, Director of Community Development put a call into the company to let them know that the equipment was substandard equipment and how they might compensate for it.

Council Member Treston then gave an update on the repair/replacement of the Loop Parkway Bridge.

The calendar items were read by the City Clerk

#1 – Approval of Minutes of Prior Meetings of October 5, 2021 and October 19, 2021

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

#2 – A “Resolution Authorizing the City Manager to Enter into an Agreement with a Planning Consultant for the Preparation of an Update to the City’s Comprehensive Plan” was taken off the calendar.

#3 – Resolution Authorizing the City Manager to Enter into an Agreement for Engineering Services in Conjunction with the Transit Oriented Development Project.

Commissioner Febrizio described the process and timeline on how the company NV5 was chosen for this project. He also noted that the scope of the project was to enhance walkability, safety, accessibility and beautification around the Long Island Railroad station, the parking garage, city hall and J.J. Evan’s Blvd.

Roy Lester (72 Boyd St) – asked why this project wasn’t part of the Comprehensive Plan.

Ms. Gayden explained that it would be included in the Comprehensive Plan but under a separate grant since these funds were already earmarked.

Mr. Lester also asked for clarity on the funds being allocated for this project.

Ms. Inna Reznik, City Comptroller explained the allocation of the how the money was being used for this project.

Ms. Patti Bourne, Director of Economic Development also spoke about how the funds were being used for this project.

#4 – Resolution Authorizing the City Manager to Purchase Vehicles for the City’s Sanitation Department through New York State Office of General Services from the Lowest Responsible Bidder.

Ms. Reznik spoke about the lease and financing of these vehicles.

Council Member Delury asked for clarification on the budgeted amount for the lease.

Council Vice President McInnis also asked Ms. Reznik to explain the allocation of funds for this lease.

The City Comptroller explained the payment schedule for this lease/finance agreement.

#5 – Resolution Authorizing the City Manager to Purchase Vehicles for the City Under an Onandaga County Contract

Ms. Reznik asked Mr. Devin Parker, Superintendent of Sanitation to speak about the vehicles.

Mr. Parker spoke about the age and usage of the current vehicles and explained why it was necessary to replace them.

Council Member Delury asked what was happening to the vehicles that were being put out of service.

Mr. Parker explained that most of them would be sold at auction.

Roy Lester (72 Boyd St) – Asked if there was a visible schedule for these new vehicles.

Ms. Gayden explained that the city was beginning to create a schedule of all the old vehicles and indicated that at least 90% of the city's vehicle fleet needed replacement. She also added that they would be discussing how often vehicles could be replaced.

Mr. Lester asked about the warranty on the new vehicles.

A discussion continued regarding the mileage of the vehicles.

#6 – Resolution Authorizing Settlement of Certiorari Proceedings

Mr. Ray Flammer, Tax Assessor spoke about the proposed tax certiorari settlement for the Whitbread's lumberyard.

#7 – Resolution Authorizing Transfer of Funds for the 2021-2022 Fiscal Year.

Police Commissioner Walsh noted that this transfer of funds was being used for the "Spot Shotter Program".

#8 – Resolution Authorizing Budget Amendment to the General Fund Budget.

Ms. Reznik explained that this item pertained to the donation of \$300,000.00 specific to the Lifeguard Department expenses and explained how the funds needed to be appropriated.

#9 – Resolution Authorizing Budget Amendment to the General Fund Budget.

Ms. Reznik explained the reason for this amendment and that it pertained to the American Rescue Plan money.

Council Vice President McInnis asked for a cash flow forecast on this item.

Roy Lester (72 Boyd St) – asked for clarity on what these funds were being used for.

#10 – Resolution Authorizing Annual Allocation of Community Development Funds for the 47th Program Year.

Pres. Bendo made a motion to change the amount listed under S9927.51101 Administration-Salaries from \$45,000.00 to \$39,600.00 and S9927.54827 PS- Adult Preventive Services from \$20,000.00 to \$10,000.00. It was seconded by Ms. McInnis and was passed unanimously.

The City Manager asked Ms. Monique Powell to give an explanation on this resolution. Ms. Powell spoke about the importance of aligning the funds and services that are provided to the community.

Council Member Delury spoke about the importance of details when applying for grants.

The City Manager added that there was money that had not been spent with CDBG (Community Development Block Grant) in the past and commended Ms. Powell on a job well done in being able to utilize that money. She also thanked her for putting the city in a good light with the County which only enables the city the possibility of being able to receive more money in the future.

Terrance Harris – Asked for proper fencing for the Sherman Brown park so that it would look nicer, rather than looking at the recycling yard behind it.

Ms. Powell noted the importance of community input and involvement when it comes to improving all areas of the community and she would be holding future meetings for the public to share and voice their opinion on what was needed.

James Hodge (95 E Fulton St) – asked if funds could be provided for security at the MLK Center.

Ms. Powell explained that CDBG funds could only be used based on the project description approved by Nassau County. She added that security falls under salary and that was not part of the 47th program year. Ms. Powell also noted that the focus was more on developing the community and not salaries.

Mr. Hodge continued to express the need for security at the MLK Center and asked if funding could be used to purchase cameras at the MLK Center along with other items that needed repairing.

Ms. Gayden replied that as the city begins to negotiate the lease with the MLK center, it will then identify what the city could or could not pay for with the leasing payments. She noted that those conversations would reconvene within the next 30 to 60 days where this could be discussed.

Mr. Hodge continued to discuss the repairs and programs needed at the MLK Center.

The City Manager recognized his concerns and offered him the opportunity to schedule a time to come in to speak about them. She also recommended that he invite the Director of the MLK Center as well.

Ms. Powell spoke about the process and procedure that is put in place for expending CDBG money.

Cathy Williams – noted that she agreed with Mr. Hodge.

#11 – Resolution Authorizing the City Manager to Amend the Current Agreement for Asphalt Overlay Work at Various Locations Throughout the City on an “As-Needed” Basis.

Commissioner Febrizio explained the purpose for this amendment.

#12– Resolution Authorizing the City Manager to Apply for a Grant from the New York State Environmental Facilities Corporation for the Construction of the New Elevated Water Storage Tank in the City.

Commissioner Febrizio explained the reason and importance for approving this authorization as a pre-requisite for the construction of the new elevated water storage tank.

#13– Resolution Authorizing the City Manager to Apply for two Grants from the New York State Environmental Facilities Corporation for the Construction of the Replacement of Well No. 16A.

Commissioner Febrizio explained the reason and importance for approving this authorization as a pre-requisite for the construction of the replacement of the Well No. 16A.

#14– Resolution Authorizing Publication for Hearing of a Local Law Amending Subpart C of Related Acts Relating to the Charter of the City of Long Beach Re: A Local Law Opting Out of Licensing and Establishing On-Site Cannabis Consumption Establishments within the City of Long Beach Pursuant to Cannabis Law §131.

A Public Hearing will be held at City Hall, 1 West Chester Street, Long Beach, New York, on November 17, 2021 at 6:30 p.m.

#15– Resolution Authorizing Publication for Hearing of a Local Law Amending Subpart C of Related Acts Relating to the Charter of the City of Long Beach Re: A Local Law Opting Out of Licensing and Establishing Retail Cannabis Dispensaries within the City of Long Beach Pursuant to Cannabis Law §131.

A Public Hearing will be held at City Hall, 1 West Chester Street, Long Beach, New York, on November 17, 2021 at 6:30 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 Pres. Bendo, and it was duly adopted, all five council members present voting in the affirmative.

(RES. #155/21)

Resolution Authorizing the City Manager to Enter into an Agreement for Engineering Services in Conjunction with the Transit Oriented Development Project

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. #156/21)

Resolution Authorizing the City Manager to Purchase Vehicles for the City's Sanitation Department through New York State Office of General Services from the Lowest Responsible Bidder.

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. #157/21)

Resolution Authorizing the City Manager to Purchase Vehicles for the City Under an Onandaga County Contract

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. #158/21)

Resolution Authorizing Settlement of Certiorari Proceedings

Council Member Delury 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. #159/21)

Resolution Authorizing Transfer of Funds for the 2021-2022 Fiscal Year.

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. #160/21)

Resolution Authorizing Budget Amendment to the General Fund Budget.

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. #161/21)

Resolution Authorizing Budget Amendment to the General Fund Budget.

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

(RES. #162/21)

Resolution Authorizing Annual Allocation of Community Development Funds for the 47th Program Year.

Council Pres. Bendo 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. #163/21)

Resolution Authorizing the City Manager to Amend the Current Agreement for Asphalt Overlay Work at Various Locations Throughout the City on an “As-Needed” Basis.

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. #164/21)

Resolution Authorizing the City Manager to Apply for a Grant from the New York State Environmental Facilities Corporation for the Construction of the New Elevated Water Storage Tank in the City.

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

(RES. #165/21)

Resolution Authorizing the City Manager to Apply for two Grants from the New York State Environmental Facilities Corporation for the Construction of the Replacement of Well No. 16A.

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. #166/21)

Resolution Authorizing Publication for Hearing of a Local Law Amending Subpart C of Related Acts Relating to the Charter of the City of Long Beach Re: A Local Law Opting Out of Licensing and Establishing On-Site Cannabis Consumption Establishments within the City of Long Beach Pursuant to Cannabis Law §131.

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. #167/21)

Resolution Authorizing Publication for Hearing of a Local Law Amending Subpart C of Related Acts Relating to the Charter of the City of Long Beach Re: A Local Law Opting Out of Licensing and Establishing Retail Cannabis Dispensaries within the City of Long Beach Pursuant to Cannabis Law §131.

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: November 4, 2021

David W. Fraser
City Clerk

Good and Welfare

Roy Lester – 72 Boyd St

Asked about the public hearings scheduled in items 14 and 15 and about the asphalt overlays in item 11

Crystal Lake – 206 E Market St

Spoke about the comprehensive plan

James Hodge – 95 E Fulton St

Spoke about gentrification and drug issues in the community