

**CITY OF LONG BEACH
MINUTES OF THE REGULAR MEETING
OF THE COMMON COUNCIL
HELD DECEMBER 15TH, 2020**

A regular meeting of the City Council of the City of Long Beach was held on Tuesday, December 15th, 2020.

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

Deputy Corporation Counsel Richard Berrios 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.
- Anyone wishing to directly participate in the meeting was provided with a link to the Zoom meeting

City Manager, Donna M. Gayden introduced Commissioner John Mirando to give his report.

Mr. Mirando discussed the impending snowstorm, and reminded the residents about where the snow emergency routes were. He also noted that should a snow event take place, no parking should take place on the canal bridges on Pine Street. Commissioner Mirando also reminded folks that if a snow emergency is declared and cars are parked in these areas, they would be towed at the owners' expense. He continued with sharing some safety tips for residents which would help make it easier for the city workers to remove the snow. Mr. Mirando also announced that residents could visit www.longbeachny.gov/lbreadly or call 516-705-7414 to register their phone number to get snow emergency updates. He concluded by saying that the city workers were prepared and noted the importance of keeping all the streets clear for emergency access.

Ms. Gayden then introduced Mr. John McNally to give his update.

Mr. McNally gave an update on the most recent COVID19 numbers for Long Beach. He noted that with the holidays coming up, it is anticipated that the numbers would grow. Mr. McNally did note that although the numbers are one of the lowest in the state, the Governor did say that he suspected another shutdown coming if numbers didn't start to reverse and asked everyone to practice all safety guidelines.

Council President Bendo added that on Wednesday, December 16th, city employees will have the opportunity to be tested for COVID19.

Council Vice President McInnis announced that in response to a growing need in the community, the Long Beach Feral Rescue Project was recently created by the Long Beach Animal Shelter – Posh Pets and the Long Beach Police Department. She continued by giving a brief background on the city’s feral cats history and noted that if there were any residents that would like to volunteer in assisting this group, to please reach out to LBeachferalrescue@gmail.com.

Council President Bendo announced that Mr. Ron Walsh accepted an offer for the Police Commissioner position. He continued to say that Mr. Walsh had been active assisting the city with the data breach that the city has recently been dealing with and thanked him for his help. Mr. Bendo also announced that the city and representatives from the MLK Center, Inc. would be meeting to finalize the lease and to work with them to assist in getting their programs up and running.

The public hearings were held

PUBLIC HEARING: Bond Ordinance Authorizing Financing for the Cost of Payment of Settled Claims Against the City in the Matter of Wenger Construction Company, Inc. v. City of Long Beach, Stating the Estimated Total Cost Thereof is \$750,000, Appropriating Said Amount Therefor, and Authorizing the Issuance of Not to Exceed \$750,000 Bonds of Said City to Finance Said Appropriation.

Mr. Edward McCabe (outside counsel) – gave the background of the lawsuit involving the rehabilitation of the firehouse that was done approximately 12 years ago and described the timeline that brought the city to this settlement.

Council Member Delury asked what the rate of interest was that accrued on the penalty.

Mr. McCabe replied that it was 9 percent and that it was statutory.

Council Vice President McInnis asked if Mr. Lester received the answer to his question regarding the clarification on what the total legal costs for this case was.

Mr. McCabe noted that he did not give him an answer, but would if he required one.

City Manager Donna M. Gayden noted that she would get an answer for Mr. Lester.

Roy Lester (72 Boyd St) – thanked Ms. McInnis for her question and expressed his disappointment that he did not get his answer. He also felt that the city had a good case and was disappointed in the fact that the city had to pay interest on a settlement. Mr. Lester also asked about why the city would have to bond if it has money in a risk retention fund.

The City Comptroller explained how the risk retention fund was budgeted and funded.

A discussion continued regarding the settlement and the budgeting process.

Eileen Hession – asked for clarity on this lawsuit.

Mr. McCabe once again, gave the timeline and description of the lawsuit and how it came to the settlement.

Council President Bendo broke down the payments due for the settlement.

Kathleen O’Leary – Asked what the past Corporation Counsels did regarding this case.

Mr. McCabe explained the prior years’ legal process of the court system and the appeal process.

PUBLIC HEARING: Bond Ordinance Authorizing Financing for Phases I and II of the Flood Protection for Major Critical Infrastructure Project, Stating the Estimated Total Cost Thereof is \$33,500,395, Appropriating Said Amount Therefor, Authorizing the Issuance of Not to Exceed \$33,500,395 Bonds of Said City to Finance Said Appropriation, and Further Authorizing Any Amounts Received from the United States of America and/or the State of New York to be Expended Towards the Cost of Such Project, or Redemption of any Notes and Bonds Issued Therefor or to be Budgeted as an Offset to the Taxes for Payment of the Principal of and Interest on Said Bonds and Any Notes Issued in Anticipation Thereof.

Commissioner John Mirando gave an update on the critical infrastructure bulkhead project that will put a bulkhead from the Recreation Center property, past the wastewater plant, the water treatment plan, the LIRR, the Long Beach bridge, past the Tennis center and connect to the bulkhead at the South Nassau Communities Hospital property. He also noted that it was a FEMA approved project. Mr. Mirando then discussed the history of the issuance and approval of the project.

Council President Bendo asked for clarity that this project was being paid through state and federal grants and the only cost to the city was the interest on the short-term borrowing.

Mr. Mirando replied that Mr. Bendo was correct and spoke about a mobilization cost.

Council Member Delury commented that he remembered the initial cost was around \$20 million, which later on was found to be extremely low compared to what was needed. He also asked if the height of base flood elevation for this project would be similar to the other bulkhead heights.

Commissioner Mirando replied that Mr. Delury was correct and that it was designed already to the 100-year base flood elevation. He also added that aside from major storms, having those pumps in this location will help with the significant flooding during regular rainstorms.

Council Vice President McInnis asked if this project was approved as part of the capital project plan.

Mr. Mirando replied that it was approved at the \$20 million level and there would be a request to increase the capital budget by \$13 million, which he believed was done at the last council meeting.

Ms. McInnis also asked if there was a net difference cost to the city due to interest payments.

Commissioner Mirando replied no and gave an explanation why. He also gave a bit of history involving the design of this project, and why the work is necessary.

Ms. Reznik shared the fact that the city would only have to bond a portion of the total cost and asked if the portion the city would have to bond increase from the \$20 million scenario to the \$33 million scenario and asked about the mobilization phase as it related to the borrowing.

Commissioner Mirando replied that based on that information, there could be a 20% increase in that amount and once the contract is awarded, the city would get a schedule of values from the contractor that would give a better idea of how the billing would come in.

Council Vice President McInnis thanked Mr. Mirando and stated that this was an assessment that she could totally understand and support.

Roy Lester (72 Boyd St) – asked about the cost overruns and if they were the responsibility of the city.

Mr. Mirando replied that a contingency was built into the contract in the event of any cost overruns.

Mr. Lester asked if all cost overruns were covered or was it just a certain percentage.

Commissioner Mirando replied that a certain percentage was covered and he believed it to be generally 5 to 10 percent. He added that the overall cost of the project could come in lower than the \$33 million as well.

Mr. Lester expressed his concern that there was only one bidder for this project.

Mr. Mirando replied that the city got one bidder for the general contract but did get 9 bidders for the electrical work for the pump station. He also noted that some of the people that would sub for the bulkhead portion of this project were non-union and therefore the main contractor would not use them because they were non-union which limited the number of people available to bid.

Mr. Lester asked for cost of each bond.

Ms. Reznik gave an estimate cost depending on what was going to be bonded. She also noted that if the city was to bundle all these projects together, she believed the estimated total cost would be anywhere between \$30,000.00 and \$40,000.00 which included attorney fees.

Mr. Lester then asked if the capital project plan costs included the \$33 million or the \$20 million.

Mr. Mirando replied that it included the \$20 million.

Mr. Lester also asked about the Indiana Firehouse project and asked if the bidder would know the underlying surface of the project.

Mr. Mirando explained that there would be no way of knowing what was under the façade of the firehouse due to the cement unit blocks. He also added that with the bulkhead project, there would be a lot less hidden issues that would come up and although it is a big project, it was a pretty straight forward project.

Eileen Hession – asked if the hospital was being held responsible for building bulkheads that would protect their property.

Commissioner Mirando replied that this question was not an engineering question but more of a political question. He added that at this time, the city's code doesn't require that bulkhead be replaced to a base flood elevation of 100 feet, and the political discussion would be whether or not the city would want to change its ordinance to reflect exact height measurements. Mr. Mirando also added that since the city has the money from the state and federal government, it should take advantage of completing these projects on public property. He continued to speak about some of the future projects.

Ms. Hession asked about the area that is not protected by the new bulk heading project that belongs to the hospital and felt that they should be responsible for getting that particular area done in order to protect that neighborhood. She also noted that she did not think that the hospital had not been a very good neighbor and the city should approach the hospital to ask for help.

Council President Bendo replied that the current code did not require the hospital to do it and if the city were to approach them and force them to do it, then every homeowner along the waterfront would be forced to do it as well.

Ms. Hession added that she was selectively picking the hospital since they took the city's \$40 million and worthy of asking. She also asked about the fences built around the dunes and asked one of the workers what it was for and he replied that it was to protect the dunes. She wanted to know if this project was included in the money for the bulk heading project, and what exactly did this fencing protect.

Commissioner Mirando replied that this particular project had already been funded in the last year's capital budget. He then explained the purpose of the fencing project and how it would help prevent losing the dune.

Kathleen O'Leary – asked if it was possible that as the FEMA money was being paid back to the city, could it be used to pay down the bond that the city was borrowing, and if not, what fund does the money go to.

The City Comptroller explained that this was a grant and the grant works on a reimbursement basis and the city would receive whatever it requested. She added that at that point, the city would be using the money for the next phase of the project and that the last payment that the city would receive from FEMA when the project was completed, and the city no longer had to pay the vendors, could be used to pay down the note. Ms. Reznik added that this was the reason the city was not borrowing the whole amount.

Council Member Delury asked if this payment process was similar to the concept of a construction loan in the private sector where you only pay back what you borrow.

Ms. Reznik replied yes although she did not know how a construction loan worked, but the concept was correct and once again, explained the FEMA borrowing/reimbursing process. She added that there were prior year authorizations for which funds were not borrowed.

Ms. O’Leary wanted to know if some the prior year authorizations could be used to cover some of the current expenses so that the city would not have to bond as much.

Ms. Reznik explained that this could not be done since it is against the municipal finance law. She added that you cannot borrow money from one project and divert the funding to other projects.

PUBLIC HEARING: Bond Ordinance Authorizing Financing for Various Capital Projects in and for the City, Stating the Estimated Total Cost Thereof is \$6,330,000, Appropriating Said Amount Therefor, Including the Expenditure of \$1,450,000 Expected to be Received in State or Federal Aid, Authorizing the Issuance of Not to Exceed \$4,880,000 Bonds of Said City to Finance the Balance of Said Appropriation; and Further Authorizing Any Amounts Received from the United States of America and/or the State of New York to be Expended Towards the Cost of Certain of Such Capital Projects as Indicated Herein, or Redemption of any Notes and Bonds Issued Therefor or to be Budgeted as an Offset to the Taxes for Payment of the Principal of and Interest on Said Notes and Bonds

Council President Bendo stated that this was approved in the capital plan.

Commissioner John Mirando noted that this bond would authorize some of the future projects and gave a brief description of each project including the cost associated with them.

Council Vice President McInnis asked for clarity that this was already approved when the capital plan was approved last year.

Mr. Mirando replied yes.

Council President Bendo noted that this item was authorizing the funding for the approved projects.

Roy Lester (72 Boyd St) – asked what this bond would do to the city’s debt service.

Ms. Inna Reznik, City Comptroller noted that the city has exhausted approximately 27% of the borrowing capacity and far away from the threshold. She also added that she would need to do a full presentation in order to give a full explanation on what it would do to the city’s debt service. Ms. Reznik also noted that once this item was approved, she would get a better idea of the rates and duration of the borrowing and could then provide a concrete number.

A further discussion ensued between Mr. Lester and Council Vice President McInnis regarding the borrowing ratios.

Commissioner Mirando noted that the city has been looking at the existing debt service for capital planning and tries each year to come under the amount of debt that comes off the books.

Council Member Delury thanked Commissioner Mirando for his comment.

The City Manager added that she and the City Comptroller would put a presentation together for the next meeting so that the community would have a better understanding on the borrowing process and plans for the capital projects.

Council President Bendo also noted that they started putting things in the proper budgets and in the past, things in the operating budget should not have been going into the capital budget and it is now being corrected.

PUBLIC HEARING: Bond Ordinance Authorizing Financing for the Cost of Payment of Settled Claims Against the City in the Matter of Herzel Alon v. City of Long Beach, Stating the Estimated Total Cost Thereof is \$200,000, Appropriating Said Amount Therefor, and Authorizing the Issuance of Not to Exceed \$200,000 Bonds of Said City to Finance Said Appropriation

Assistant Corporation Counsel, Charles Geiger gave a description of the claim that occurred at National Blvd. and the boardwalk and felt that this was a more than fair settlement.

Eileen Hession – appreciated the explanation regarding the settlement and realizes the extent of the injury, but expressed her thoughts on that when one comes to the beach, there is water everywhere and there should be a degree of personal liability/responsibility and thought that \$200,000.00 in this situation was not too bad.

Roy Lester (72 Boyd St) – asked since this was a small amount, why it couldn't come out of the risk retention fund.

Ms. Reznik noted that the city budgeted \$400,000 towards settlement cases and spent approximately half. She added that after a discussion with the Deputy Corporation Counsel, there were still some opened cases to be settled and installments to be made. Ms. Reznik concluded by saying that using this to pay for the settlement would deplete this fund.

Mr. Lester asked about the debt service increase and what it included.

A lengthy discussion ensued regarding the debt service.

The calendar items were read by the City Clerk

#1 – Approval of Minutes of Prior Meetings of October 20, 2020 and October 29, 2020.

#2 – Resolution Declaring the City of Long Beach Lead Agency for the Park Avenue Resiliency Project, Declaring said Project to Constitute an Unlisted Action, and Adopting a Negative Declaration

Commissioner John Mirando gave a full explanation on why this project needed to constitute an Unlisted Action and the need to adopt a Negative Declaration.

Council President Bendo addressed a correction that needed to be made on the form.

Mr. Rich Berrios, Deputy Corporation Counsel noted Mr. Bendo's comment.

#3 – Bond Ordinance Authorizing Financing for the Cost of Payment of Settled Claims Against the City in the Matter of Wenger Construction Company, Inc. v. City of Long Beach, Stating the Estimated Total Cost Thereof is \$750,000, Appropriating Said Amount Therefor, and

Authorizing the Issuance of Not to Exceed \$750,000 Bonds of Said City to Finance Said Appropriation.

#4 – Bond Ordinance Authorizing Financing for Phases I and II of the Flood Protection for Major Critical Infrastructure Project, Stating the Estimated Total Cost Thereof is \$33,500,395, Appropriating Said Amount Therefor, Authorizing the Issuance of Not to Exceed \$33,500,395 Bonds of Said City to Finance Said Appropriation, and Further Authorizing Any Amounts Received from the United States of America and/or the State of New York to be Expended Towards the Cost of Such Project, or Redemption of any Notes and Bonds Issued Therefor or to be Budgeted as an Offset to the Taxes for Payment of the Principal of and Interest on Said Bonds and Any Notes Issued in Anticipation Thereof.

#5 – Bond Ordinance Authorizing Financing for Various Capital Projects in and for the City, Stating the Estimated Total Cost Thereof is \$6,330,000, Appropriating Said Amount Therefor, Including the Expenditure of \$1,450,000 Expected to be Received in State or Federal Aid, Authorizing the Issuance of Not to Exceed \$4,880,000 Bonds of Said City to Finance the Balance of Said Appropriation; and Further Authorizing Any Amounts Received from the United States of America and/or the State of New York to be Expended Towards the Cost of Certain of Such Capital Projects as Indicated Herein, or Redemption of any Notes and Bonds Issued Therefor or to be Budgeted as an Offset to the Taxes for Payment of the Principal of and Interest on Said Notes and Bonds

#6 – Bond Ordinance Authorizing Financing for the Cost of Payment of Settled Claims Against the City in the Matter of Herzal Alon v. City of Long Beach, Stating the Estimated Total Cost Thereof is \$200,000, Appropriating Said Amount Therefor, and Authorizing the Issuance of Not to Exceed \$200,000 Bonds of Said City to Finance Said Appropriation

#7 – Resolution Establishing Base Proportions in Accordance with Provisions of Article 19 of the Real Property Tax Law

Mr. Ray Flammer, Tax Assessor gave a description on this item (Based Proportions) and explained the reason for passing this legislation.

Council President Bendo asked for clarity that this came from the State and not this was not something the city of Long Beach determines.

Mr. Flammer replied yes and explained why.

Council President Bendo asked how this might impact the homeowners' taxes.

Mr. Flammer noted that this year it was built in with the tax change. He added that the commercial properties wound up being a 1% increase and the residential properties was a 3.7% increase.

Roy Lester (72 Boyd St) – asked if this was last voted on March 5, 2019.

Mr. Flammer replied yes and that every year has a different calculation.

Mr. Lester asked for clarity on whether the base proportion went up for the businesses and down for the homeowners.

Mr. Flammer replied that for 2021, it went up for the homeowners and down for the businesses.

#8 – Resolution Authorizing Settlement of Certiorari Proceedings.

The Tax Assessor gave a description on all locations with details.

Roy Lester (72 Boyd St) – asked about the Aqua’s assessed valuation and decrease in value.

Mr. Flammer explained the reason.

A discussion ensued regarding the Aqua and Engel Burman.

Mr. Lester expressed his concern that the buildings are decreasing in value.

Mr. Flammer explained that these particular units were not properly valued over the past few years but the other 24 units were fine.

Mr. Lester also asked if it was the city that miscalculated the value of these units.

Mr. Flammer replied yes and noted that the market changed, the equalizations changed, as well as the sales that came out in the past couple of years didn’t support the value for these properties. He added that it is likely that these 12 units did not appreciate as much as the others.

Council Member Delury stated that values change every year based upon equalization rate changes and the state gives the valuations which the Tax Assessor has no control over and that is what the Assessor has to place on the tentative tax roll.

Mr. Flammer responded that if the assessment does not change, the state comes out and gives the city an equalization rate that changes every year based on the current market conditions.

#9 – Resolution Authorizing the City Manager to Amend the City’s Inter-Municipal Agreement for the Transport and Disposal of Municipal Solid Waste

Commissioner John Mirando explained that the recyclable contract had expired at the end of the year and went into the cost of single stream recycling. He noted that a new deal had been negotiating with Sanitary District 1, and beginning January 1, the city would be going back to separate streams for recycling. Mr. Mirando continued to discuss the four-year contract and the costs and savings to the city.

Council Member Treston asked where Sanitary District 1 was located.

Mr. Mirando replied that it was located in Inwood, which was an advantage since it is a much shorter trip for equipment and saves on the wear and tear of the vehicles, including fuel.

Council Member Delury asked Mr. Mirando if he knew why the costs went up for recycling.

Commissioner Miranda replied that single stream recycling is getting very expensive to sort.

Council Member Treston asked if there would be an announcement to residents on procedures as far as separating recyclable items.

Mr. Miranda noted that there would be a mailing piece going home to residents on sanitation overall. He continued to explain the new schedule for sanitation pick up.

#10 – Resolution Authorizing the City Manager to Purchase Software Services Under New York State Contract and to Transfer Funds

City Manager, Donna Gayden noted that when the city had the breach with the computer system, Mr. Al Perez helped tremendously and this item is for the city to move to Microsoft Office 365.

Mr. Al Perez explained how Microsoft Office 365 will help the city moving forward as far as security, scalability and functionality. He added that most all government agencies have moved to this product already and that there were cost savings involved as well.

Ms. Gayden added that this would be a 3-year government contract at \$23,747.00 per year.

Council Vice President McInnis asked if there was a fixed and variable cost in this contract.

Mr. Perez replied that the cost is fixed for the software and based on license use account.

Council Vice President McInnis also asked if there were less users would the cost decrease in years two and three.

Mr. Perez replied yes.

Council Member Delury asked if there was a maximum on the number of licenses available in the contract.

The City Manager noted that the city put in 175 email users and 50 other users and if it goes under the 175, the cost will go down.

Mr. Delury asked that if this resolution was approved now, would this be implemented right away.

Ms. Gayden replied that it would be implemented right away which means within the next 30 to 60 days.

Council Member Mandel asked that if the city didn't use this type of program, that it would continue to be at risk of another data breach.

Mr. Perez replied that yes, he would agree with that.

Council Vice President McInnis asked if there was anything else associated with this agreement that would result in an offsetting savings in the IT budget.

Mr. Perez replied that the city would not have a mail server any longer so the licensing for that would disappear along with the cost and effort to maintain the program would be reduced substantially.

Mr. Ron Walsh gave a breakdown/description on what software the city is using now vs. the new software being purchased, and how the cost savings would be made as well as improving the security level.

The City Manager also added that the current program was at its end of life and several of its items that this program would be replacing and could be an expense if in fact the city didn't choose the 365 program.

Council Vice President McInnis thanked everyone who made the recommendation for this program and if there was any potential savings in other operating costs, she hoped that they remain dedicated to the IT department.

Mr. Roy Lester asked how much it would cost per user if it were to go beyond the 175 and if there was a limit to the email storage.

Ms. Gayden stated that after discussion with Mr. Perez and IT, it was determined that 175 users was the highest number for the city and the plan was to keep it under that number.

Mr. Al Perez replied that a typical Office 365 mailbox was a 100 gigabyte per user with unlimited archiving.

Mr. Lester also asked if there was a backup for what will be in the cloud.

Mr. Perez replied that it was configuration based where nothing ever gets deleted and nothing ever goes away and by default, Office 365 and Microsoft cloud technology saves everything in triplicate.

Mr. Lester than asked if the city had any hard drives.

Mr. Perez replied that hard drives would be for different technologies and products and gave examples.

Mr. Lester also asked why if IT has a budget for \$574,000, the money wasn't coming out of that budget instead of the contingency budget.

Council Vice President McInnis responded that the IT budget also included staff, and she hoped that the city was spending enough money on IT for a \$100,000,000.00 a year budget.

Mr. Lester expressed his disagreement.

#11 – Resolution Authorizing Publication for Hearing of an Ordinance to Amend the Code of Ordinances of the City of Long Beach Re: Environmental Advisory Board

A Public Hearing will be held at City Hall, 1 West Chester Street, Long Beach, New York, on January 5, 2021 at 7:00 p.m.

Due to public health and safety concerns related to COVID-19, the City Council may not be meeting in-person. In accordance with the Governor's Executive Order 202.1, the January 5, 2021 City Council meeting may be held via videoconferencing, and a transcript will be provided at a later date. The public will have an opportunity to see and hear the meeting live.

The public will be given an opportunity to observe and participate in the virtual meeting by registering for the hearing at longbeachny.gov/councilmeetings.

The voting portion of the meeting was then begun.

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. #116/20)

Resolution Declaring the City of Long Beach Lead Agency for the Park Avenue Resiliency Project, Declaring said Project to Constitute an Unlisted Action, and Adopting a Negative Declaration

Council Member Treston introduced and moved the adoption of the following ordinance, seconded by Ms. McInnis, and it was duly adopted, all five council members present voting in the affirmative.

(ORD. #3040/20)

Bond Ordinance Authorizing Financing for the Cost of Payment of Settled Claims Against the City in the Matter of Wenger Construction Company, Inc. v. City of Long Beach, Stating the Estimated Total Cost Thereof is \$750,000, Appropriating Said Amount Therefor, and Authorizing the Issuance of Not to Exceed \$750,000 Bonds of Said City to Finance Said Appropriation.

Council Member Delury introduced and moved the adoption of the following ordinance, seconded by Ms. McInnis, and it was duly adopted, all five council members present voting in the affirmative.

(ORD. #3041/20)

Bond Ordinance Authorizing Financing for Phases I and II of the Flood Protection for Major Critical Infrastructure Project, Stating the Estimated Total Cost Thereof is \$33,500,395, Appropriating Said Amount Therefor, Authorizing the Issuance of Not to Exceed \$33,500,395 Bonds of Said City to Finance Said Appropriation, and Further Authorizing Any Amounts Received from the United States of America and/or the State of New York to be Expended Towards the Cost of Such Project, or Redemption of any Notes and Bonds Issued Therefor or to be Budgeted as an Offset to the Taxes for Payment of the Principal of and Interest on Said Bonds and Any Notes Issued in Anticipation Thereof.

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

(ORD. #3042/20)

Bond Ordinance Authorizing Financing for Various Capital Projects in and for the City, Stating the Estimated Total Cost Thereof is \$6,330,000, Appropriating Said Amount Therefor, Including the Expenditure of \$1,450,000 Expected to be Received in State or Federal Aid, Authorizing the Issuance of Not to Exceed \$4,880,000 Bonds of Said City to Finance the Balance of Said Appropriation; and Further Authorizing Any Amounts Received from the United States of America and/or the State of New York to be Expended Towards the Cost of Certain of Such Capital Projects as Indicated Herein, or Redemption of any Notes and Bonds Issued Therefor or to be Budgeted as an Offset to the Taxes for Payment of the Principal of and Interest on Said Notes and Bonds

Council Member Treston introduced and moved the adoption of the following ordinance, seconded by Ms. McInnis, and it was duly adopted, all five council members present voting in the affirmative.

(ORD. #3043/20)

Bond Ordinance Authorizing Financing for the Cost of Payment of Settled Claims Against the City in the Matter of Herzel Alon v. City of Long Beach, Stating the Estimated Total Cost Thereof is \$200,000, Appropriating Said Amount Therefor, and Authorizing the Issuance of Not to Exceed \$200,000 Bonds of Said City to Finance Said Appropriation

Council Member Delury 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. #117/20)

Resolution Establishing Base Proportions in Accordance with Provisions of Article 19 of the Real Property Tax Law

Council Member Delury 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. #118/20)

Resolution Authorizing Settlement of Certiorari Proceedings.

Council Pres. Bendo 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. #119/20)

Resolution Authorizing the City Manager to Amend the City's Inter-Municipal Agreement for the Transport and Disposal of Municipal Solid Waste

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. #120/20)

Resolution Authorizing the City Manager to Purchase Software Services Under New York State Contract and to Transfer Funds

Council Member Treston 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. #121/20)

Resolution Authorizing Publication for Hearing of an Ordinance to Amend the Code of Ordinances of the City of Long Beach Re: Environmental Advisory Board

There being no further business before the Council, Council Member Delury 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: December 16, 2020

David W. Fraser
City Clerk

Good and Welfare

Roy Lester – 72 Boyd St

Spoke about the lease at the MLK center, the City's Financial scorecard, the payments for the Wenger lawsuit, open in person meetings and the definition of contingency in budget.

Chris Finkle

Spoke about the RFP for operating the Ice Arena

Kathleen O'Leary

Spoke about ADA compliance funding

Joseph Naham

Asked about applications for boards and committees and about the backgrounds on the USACE contractions used in the beach replenishment project.