

**PROCEEDINGS OF THE CITY COUNCIL  
CITY OF LONG BEACH  
MEETING OF DECEMBER 15, 2020**

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

1. Approval of Minutes of Prior Meetings of October 20, 2020 and October 29, 2020  
October 29, 2020 was Approved Unanimously

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

The City Council of the City of Long Beach hereby declares itself Lead Agency in this matter, declares this project to constitute an Unlisted Action under SEQRA and adopts the annexed SEQRA Negative Declaration pursuant to the State Environmental Quality Review Act. City Council President Bendo is hereby authorized to sign Part 3 of the Short Environmental Assessment Form as the presiding Officer in the Lead Agency.

Adopted Unanimously

3. A 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 was passed unanimously and is published elsewhere in this edition.

4. A 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 was passed unanimously and is published elsewhere in this edition.

5. A 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 was passed unanimously and is published elsewhere in this edition.

6. A 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 was passed unanimously and is published elsewhere in this edition.

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

The Homestead Base Proportions shall be as follows:

Homestead Base Proportion - 0.7506015297  
Non-Homestead Base Proportion - 0.2493984703

Said base proportions shall apply to taxes levied on the 2020-2021 final assessment roll and to taxes levied on subsequent rolls until the Local Law adopting base proportions is amended or repealed.

Adopted Unanimously

8. Resolution Authorizing Settlement of Certiorari Proceedings.

The Corporation Counsel is authorized and directed to enter into a stipulation with Board of Managers of Aqua Condominium, settling the certiorari proceedings covering fiscal years 2017/18 through 2020/21 for a lump sum payment of \$55,000 and a reduction of the assessed valuation for the above specified units on condition that no grievance and/or petition be filed for the tax years 2021/22, 2022/23 and 2023/24. The Corporation Counsel is authorized and directed to enter into a stipulation with Oakwood Apartment Corp., settling the certiorari proceedings covering fiscal years 2013/14 through 2020/21 for a lump sum payment of \$40,000 and a reduction of the assessed valuation to \$370,000 on condition that no grievance and/or petition be filed for the tax years 2021/22, 2022/23 and 2023/24.

Adopted Unanimously

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

The proposed Inter-Municipal Agreement constitutes an unlisted action under SEQRA, and it is hereby determined that the proposed Inter-Municipal Agreement will not have a significant effect on the environment and issues a negative declaration. The City Manager is authorized to amend the Inter-Municipal Agreement with the Sanitary District No. 1, Town of Hempstead, Lawrence, New York for the transport and disposal of the City's solid waste, bulk materials, construction and demolition debris and recyclables, to incorporate mixed paper, mattresses and commingled items at the rate of \$35 per ton for mixed paper, \$30 per mattress and \$80 per ton for commingled items, with annual increases as set forth in said amendment to commence on January 1, 2022 and continue through December 31, 2024.

Adopted Unanimously

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

The City Manager is authorized to purchase Microsoft Office 365 Software Services at a cost of \$23,746.32 per year, for a period of three years, for a total cost of \$71,238.96 from Dell Marketing, L.P., Round Rock, Texas, under New York State Contract #PS68202. Funds will be available in Account No. A1680.54440 (Information Technology-Contracted Services) after the following transfer of funds is hereby authorized:

| Budget Code | Description                                  | Transfer From: | Transfer To: |
|-------------|--|----------------|--------------|
| A1990.54406 | Contingency                                  | \$23,747.00    |              |
| A1680.54440 | Information Technology – Contracted Services |                | \$23,747.00  |

Adopted Unanimously

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

**Summary:** This ordinance will change the number of members on this board to nine.

*Full text of this Ordinance is available from the Office of the City Clerk, or online at <http://www.longbeachny.gov/councilmeetings>.*

A Public Hearing will be held at City Hall, 1 West Chester Street, Long Beach, New York, on January 5, 2020 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 202.60, the January 5, 2021 City Council meeting and this hearing may be held via videoconferencing. The public will be given an opportunity to observe and participate in the virtual meeting by registering for the hearing at [longbeachny.gov/councilmeetings](http://longbeachny.gov/councilmeetings).

Adopted Unanimously

All Resolutions are available for inspection in the Office of the City Clerk during regular business hours.

Dated: December 16, 2020

David W Fraser  
City Clerk