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In the Matter of:

CITY COUNCIL MEETING  
CITY OF LONG BEACH.

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DATE: Tuesday, May 19, 2020  
TIME: 7:00 p.m. (via videoconference)

APPEARANCES: DAVID FRASER, City Clerk  
JOHN BENDO, City Council President  
KAREN MCINNIS, City Council VP  
MICHAEL DELURY, City Council Member  
SCOTT MANDEL, City Council Member  
ELIZABETH TRESTON, City Council Member  
DONNA GAYDEN, City Manager  
SIMONE FREEMAN, ESQ. Corporation Counsel  
JOHN MCNALLY, Exec. Assist to City Manager  
INNA REZNIK, City Comptroller  
JOHN MIRANDO, Dept. of Public Works Commissioner  
TOM VOUZAKIS, CMA

DIGITALLY RECORDED PROCEEDING  
TRANSCRIBED BY: GINA T. GUMA

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[Audio, begins]

MR. FRASER: We are recording.

PRES. BENDO: Okay, welcome everyone to our second meeting of May. I guess we will have the City Clerk do the roll call.

MR. FRASER: Thank you. Good evening and welcome to the regular meeting of the Council of the City of Long Beach, held Tuesday, May 19<sup>th</sup>, 2020 at 7pm.

We will have a roll call. Councilmember Delury?

MR. DELURY: Present.

MR. FRASER: Councilmember Mandel?

MR. MANDEL: Present.

MR. FRASER: Councilmember Treston?

MS. TRESTON: Present.

MR. FRASER: Vice President McInnis?

VP MCINNIS: Present.

MR. FRASER: President Bendo?

PRES. BENDO: Present.

D. FRASER: Let the record indicate the presence of City Manager, Donna Gayden and Corporation Counsel, Simone Freeman. We will now have a salute to the flag.

PRES. BENDO: City Manager Gayden would you please lead us.

ALL: I Pledge of Allegiance to the flag of the United States of America and to the Republic for which it stands, one nation under God, indivisible, with Liberty and Justice for all.

MR. MCNALLY: Just a reminder to mute yourselves if you are not actively speaking.

MR. FRASER: A couple of things before we get started. We have two unanimous consent items for tonight. Since we normally would get the signatures before, and since we are not meeting in person, we will have to do this by motion. I need a motion, the first one is going to be a unanimous consent item for a resolution affirming the City Manager's Local Emergency Orders regarding limitation of beach access and modified boardwalk opening. Do I have a motion for this one? Can somebody introduce this one?

MS. TRESTON: I will.

MR. FRASER: Do I have a second? Anyone? For this, you have to unmute (laugh).

PRES. BENDO: Sorry, I will.

MR. FRASER: Thank you. Voting, Councilmember Delury?

MR. DELURY: Yes.

MR. FRASER: Councilmember Mandel?

MR. MANDEL: Yes.

MR. FRASER: Councilmember Treston?

MS. TRESTON: Yes.

MR. FRASER: Vice President McInnis?

VP. MCINNIS: Yes.

MR. FRASER: President Bendo?

PRES. BENDO: Yes.

MR. FRASER: And we also have item number five which is a resolution affirming the swearing-in and appointment of a new class of Special Patrolmen and authorizing the City Manager to appoint additional Special Patrolmen pursuant to Section 53 of the Charter. Who will move this motion? Who was that?

MR. MANDEL: Mike and I both did it at the same time. I'll second it.

MR. FRASER: Okay. Delury and Mandel. Okay, Councilmember Delury?

MR. DELURY: Yes.

MR. FRASER: Councilmember Mandel?

MR. MANDEL: Yes.

MR. FRASER: Councilmember Treston?

MS. TRESTON: Yes.

MR. FRASER: Vice President McInnis?

VP. MCINNIS: Yes.

MR. FRASER: President Bendo?

PRES. BENDO: Yes.

MR. FRASER: Okay, the full text of these items and the orders are on the website, [www.longbeachny.gov/councilmeetings](http://www.longbeachny.gov/councilmeetings) under the "agendas" page. And one last item, and this was emailed to all of you, since again, I could not give this to you in person - the City Clerk has presented the "letter of review" from the Office of the State Comptroller within ten days of filing the report. And I'll hand it back to you, President Bendo.

PRES. BENDO: Okay, thank you. I guess we will start with our City Manager update.

MS. GAYDEN: Okay, thank you very much.

What we have going on and what we have been working on, is trying to get the boardwalk open again. The staff and I have all been working, or I should say the team and I have been working on making sure that we get it open and we get it open properly, with social distancing. The public should be glad to hear that the boardwalk should be open on Thursday. Thursday morning at dawn. We also have been working on getting the beach opened. The beaches will, or the beach will be open on Saturday for Memorial Day weekend. The beach will be opened on weekends only, up until around June 28<sup>th</sup>. After June

28<sup>th</sup>, it will be opened every day from 9am to 6pm until Labor Day.

Effective tomorrow, beach passes. I signed an executive order and you all will be doing a resolution. We are covering ourselves both ways. Beach passes will only be available to residents of Long Beach. This is effective as of tomorrow. Beach passes were sold---since Monday. Monday, Tuesday. If there were non-residents that purchased beach passes, we will honor those beach passes. However, beginning Monday, you will have to have your ID and beach passes will only be for residents. Daily beach passes that will be sold on Saturday, will be for residents only. Starting next Tuesday, or Tuesdays and Thursdays, seniors and people with disabilities will be able to buy their passes on Tuesdays and Thursdays from 8am to 9am. I think that is all I have right now. We have been working on the errata sheet of changes that we have, and we will have our working session on Thursday. Mr. McNally will go over the guidelines of the beach---of the boardwalk, and also the guidelines will be posted on the website by late tonight.

MR. MCNALLY: Good evening everybody. First and foremost, before I get into this, I just want to extend an offer of thanks to all of the city's staff. We have been working basically,

since the virus hit, and we had to close down the boardwalk to figure out a plan of how to re-open it. Obviously, nobody has been through a time like this, but thanks to the expertise of all the staff, Beach Park/Maintenance, the Lifeguards, our Police Force, this was a real team effort. We have been gaming out, for the last several weeks, how we are going to re-open our boardwalk and how we are going to re-open the beach in a manner that is safe during a pandemic like this (we are hopefully starting to come out of it), that puts the safety of our residents first. While at the same time, allowing everybody to get back to some sense of normalcy. This was a little bit of a guessing game as to what the state regulations or federal regulations were that we were going to have to adhere to, and I am pleased to announce that the guidelines that we had drawn up and that we are planning to get operational, pretty much mirrored exactly what the state has coiffured. Because of that and because of all the good work of the staff, and the years of experience and institutional knowledge that our staff has, we are able to get our beach up and operational in one week's time, because we really anticipated everything that was going to be coming down the pike, so thank you to all of them.

What I will go through now is the

“General User Guidelines” for both our boardwalk and our beach. I will note that our Lifeguards have specific protocols that they are going to be putting in play when they are doing rescues and coming in contact with the public. Same for our Special Police. They have all been thoroughly trained and are working with their own guidelines, so what I am putting forth here is essentially, of what we are expecting of our residents, and what will be enforced for both the boardwalk and the beach. This is going to take a couple of minutes, but I think this is of high interest level, so time well spent.

For the boardwalk, as the City Manager noted, it is going to be open daily from dusk until dawn. We anticipate that happening by Thursday. Masks must be worn on the boardwalk when social distancing of 6 feet is not possible. Signs are going to be placed all throughout the boardwalk and the beach reminding people to wear masks and maintain social distancing. Have your mask with you at all times. Essentially, if you are leaving your house, you normally grab your wallet and your keys, make sure you have your mask with you because you do not know when you are not going to be able to social distancing.

Bike use on the boardwalk is going

to be limited. Access is only going to be allowed from sunrise until 10am daily in order to accommodate social distancing throughout the most highly traffic portions of the day. When walking, we are asking folks to please use the southern side to travel east and the northern side to travel west. That will also help to facilitate social distancing. No gathering or idling will be allowed on the boardwalk entrances or exits. Signs will be placed on all ramps telling people not to stop on them as doing so makes social distancing impossible for those who are trying to enter or exit the boardwalk.

The boardwalk will be open for active use only. No gatherings will be allowed, and every other boardwalk bench will be blocked off in order to discourage gatherings. We do want to allow folks to be able to sit with their family members or take a break, so we left every other bench open, but this is not meant as a place to hang out.

Bathrooms will be open and maintained by Beach Maintenance. Signs will be placed at each, noting that admittance is limited to two individuals at a time and that social distancing must be maintained while on line. Beach Maintenance is hiring additional staff to ensure sufficient cleaning and stocking of facilities. Spacing lines will be

established at the entrance of each facility. The boardwalk will be continually patrolled by our special police force reminding folks to maintain social distancing at all times.

As for the beach. Visitors to the beach that don't live together must maintain social distancing 6 feet again. No groups of more than 10 individuals will be allowed. Signs outlining these rules will be placed on each ticket booth and on the beach itself, and in high traffic areas. Possession of a mask or facial covering will be required, and visitors cannot predict whether or not they will be put in a situation where they are unable to maintain social distance. I would ask our residents to just assume that you are going to need to have your mask when entering or exiting the boardwalk on ramps. Once you get to your spot on the beach, where you are with your family, where you can social distance from others, you can take the mask off.

No group sports are going to be allowed. Volleyball and other such games involving shared items and/or could result in non-adherence to social distancing, and as such, will not be allowed.

Special police and uniform officers will be patrolling the beach to enforce guidelines. Lifeguards will remind visitors of the guidelines when

necessary to deter adherence. Lifeguards and the Long Beach Police Department will be constantly monitoring the capacity at each beach. If and as individual beaches approach capacity where adherence to social distancing is getting difficult, that's the 50%, access to said beach will be closed and Long Beach Police Department Specials will direct visitors east or west accordingly. Beach showers are going to remain off until further notice. And as per usual, when no lifeguards are on duty, until the beach officially opens and even thereafter, no swimming is allowed when no lifeguards are on duty.

Both the Magnolia gazebo and the trailer at Broadway and Laurelton will be open form 9 to 4 on weekends and 9 to 6 during the week for residential season and daily passes. As a reminder, daily passes are only sold when the beach is open. Social distancing guidelines will be enforced there as well, and masks are required when making purchases, and the City Manager noted that on Tuesdays and Thursdays starting next week, the Gazebo will be open to sell passes from 8am to 9am for only seniors, 62 and older and for people with disabilities. So with that, that's our general guidance. The one caveat I would say or the one issue is the Governor has made it very clear that if we are unable to enforce the 50%

rule, that he will have a no exception or have no problem with shutting beaches down. We are putting forward rules and are going to try and enforce them, but it is really going to be up to the public to help us keep these beaches open, so we appreciation all the cooperation.

PRES. BENDO: Okay, thank you. I guess rather than the north, south, east, west, just everybody stay to the right when walking on the boardwalk. Like they would driving in a car. Stay on the right side.

You know, the other thing is the Specials, the Summer Specials will be starting this weekend, so we are going to get the police some help with enforcement issues, but the simple fact is with a more than 2 mile long boardwalk, the beach and everything, there is not going to be enforcement people everywhere at once. So it just comes down to we are counting on people to do the right thing. We get it, people have been cooped up, they are a little punch happy, they want to get out and we did everything we could to make that happen for this weekend coming up. Get out and enjoy yourself, but like I said, you heard the robo-call, if you want to put yourself at risk that's on you, you can do that, but you cannot put others at risk. You do not have

the right to do that. We are going to be instructing folks, the enforcement people, to be diligent about that, so we are asking for your cooperation please. Because what we don't want is the Governor coming back in and saying "Long Beach hasn't been doing it right" and just shutting us down, and then, we lose the summer altogether, and none of us want that. So please bring your mask with you. It's not that big of a deal. Just to wear it going up and down the ramps. You're going to be interacting with a ticket taker, you're going to be walking pass people on the ramps. Just please put the mask on for that short period of time.

Just one other thing I want to mention. I want to commend the staff. Some of you may have heard the MLK Center had been shut down. The fire alarm in the MLK Center had failed and we found out that it is a pretty old system, but the Fire Marshal, the County Fire Marshal came down and inspected the place and said "nope, you got to shut the building", which he ordered it closed, which we did. And the building couldn't be re-opened until the violations were cleared. There was the fire alarm, and trying to find parts for an old fire alarm system was not easy, considering everyone being shut down. I just want to say the staff really jumped through a lot

of hoops to get that building opened really fast, considering the limitations they were operating under. We had also found out, while the Fire Marshal had closed it, the permit that the MLK, Inc. had to serve food had also expired back in December. So we gave them an assist as well with the Department of Health at the County, allowing them to get that renewed so they could continue to do the work they're doing, feeding some of the people that need help in the city. It was a pretty monumental effort to get the building back open, but I know there was a lot of strange conspiracy theories going around on social media. It was basically just the fire alarm system failed which-- the Fire Marshal required the building to be closed and a lot of people put in a lot of hours to get that building back open pretty quickly. So, I want to commend the staff for all that work that they did to make that happen, ---and continue meeting the needs of our needy residents in need. So with that, I guess we will move on the agenda.

MR. MANDEL: I have a quick question just to follow up from Mr. McNally's points, if that's okay.

PRES. BENDO: Sure.

MR. MANDEL: Just because people have been asking. Any resolve regarding the issue of

concessions on the boardwalk and other such services?

MR. MCNALLY: Yes. Our kiosks will be able to operate on the boardwalk. They need to be “grab-and-go” only and as with all other establishments in town that are deemed essential services, they need to establish and police their own protocols to make sure that both they and their staff--in compliance---

MR. MANDEL: Thank you.

PRES. BENDO: Alright. So that’s good news. So the concessions stands will be open as well. Almost getting back to normal. With that, we will move onto the agenda.

MR. FRASER: The first item is a public hearing for the purposes of giving citizens an adequate opportunity to publicly present their views on the general summary of the capital improvement program for the five-year period from July 1<sup>st</sup>, 2020 through June 30<sup>th</sup>, 2025. I have Mr. Mirando on. I am going to unmute you Mr. Mirando. John, you are unmuted.

MR. MIRANDO: Okay. Good evening everyone. I hope everybody is doing well. Long time - no see. It’s nice to see all your faces. Dave, I just need the presentation brought up.

MR. FRASER: I’m bringing it up now.

Just give me one second here.

**(First slide appears: "2020-21 Capital Budget & Capital Improvement Plan:)**

MR. MIRANDO: Everybody can hear me okay? I thought it was important to reiterate the same quote I put up last year. One of the most important things in the city is our infrastructure, "Other than its people, it's definitely the most valuable asset we have." I think that's important to keep in mind, that if we don't maintain the infrastructure system, we will have issues. Dave--- you---okay.

MR. FRASER: Sorry about that.

MR. MIRANDO: That's okay.

**(Next slide appears: "WHY MUNICIPALITIES BOND FOR CAPITAL PROJECTS")**

Just to reiterate to capital improvements generally are paid over a period of the useful life so the taxpayers who benefit from the project during its useful life, support asset through their property taxes. An example I used last year, and I'll use again this year is, if a new water tank could be financed over 40 years, and if a property owner who has been there for 17 years sold the property to a new owner, the original property owner would have paid for 17 years of that benefit. And the

new owner would for the next 23 years of that benefit that the tank has provided. Next slide.

**(New slide appears: "LONG BEACH DEBT PICTURE")**

As of 5/15/2020, the city's outstanding principle for capital and other long-term debt, totals \$72,058,000.00. 42.1% of the current amount outstanding will be paid off in the next four years. 84.2% will be paid in the next nine years. The city's percentage of debt contracting power is approximately 25% exhausted. That means, at 25% and \$72 million dollars, we actually could bond, not that we would suggest doing that, up to \$300 million dollars. The total that could be paid on long-term debt with interest is \$84,489,242.00. And that's a little approximate because in speaking with Inna Reznik, our bond rates are a little influx, so that number could change up and down a little bit, depending on the interest rates. New bonding would have to be added in the next fiscal year to convert \$44,000,000.00 of outstanding short-term bond anticipation notes, series 2020A and \$41,645,000.00 in series 2020B, \$2,441,000.00 to long-term bonds. Next slide.

**(New slide appears: "FIVE YEAR CAPITAL PLAN COMPARISON - 2019-20 VS. 2020-21")**

In this year's five year plan, we

tried to reduce by reprioritizing necessary projects beyond 2025, as we did last year beyond 2024. Use remaining funds from previous projects which would be completed under budget to reduce funds needed for new projects. These are generally on-going type projects. Road overlays, water main construction, sewer main construction.

This year, there was a change in the parameters of what goes into the capital budget. Previously under previous administration, we would budget something that lasts five years and was over \$5,000.00. The new level we are using is \$250,000.00. So, we'll need departments to look at things. As an example, last year, for this upcoming budget, we leased our garbage trucks. We now have six new garbage trucks now that are leased. There will be a steady cost in the operating budget and in seven years, after their useful life. When their maintenance cost starts to increase, those will be replaced with a new lease on new trucks. That should save in the operating costs in terms of vehicle maintenance on sanitation trucks. That's just one example. Next please.

**(New slide appears: "2020-21 CAPITAL PLAN HIGHLIGHTS")**

This year, the capital highlights are in the general fund, is probably the smallest

budget that I've seen since I've been here. \$2.2 million dollars of city funded projects. Grants and bonds require \$35.9 million. These are grants that we have mostly with FEMA. The big one, and that of course is the \$32 million dollar critical infrastructure bulkhead. Grants where we do not need bonds, and I'm sorry, that came off the screen, in \$19 million dollars, and those are the GOSHA projects that we are working on - the North Shore bulkhead, which is in progress now and the drainage project in the water-- in the sewer fund, we budgeted \$1.2 million. And in grants, we have \$12.5 million dollars in grants that go towards the consolidation of the sewer plant for the building of the pipeline from our plant over to Bay Park.

The water fund, we budget---the city funding would be \$1.7 million and we still have \$600,000.00 in grants that we do not have to bond for, for alleged service replacement. Next slide please.

**(New slide appears: "FIVE YEAR CAPITAL PLAN COMPARISON 2019-20 VS. 2020-21")**

Again, as I did last year, it was a much more significant decrease in the five-year plan. Going forward, it tried to do the same thing again this year. In the general fund for the five years, we reduced it from \$33,962,000.00 down to \$30,888,000.00

which is less \$3,000,000.00 than last year's five-year plan. In sewer, we reduced it from \$4,705,000.00 to \$2,845,000.00, which is \$1,860,000.00 less than the year before. Actually, if all continues to go as well as it is with the planning for the consolidation of the sewer plant, in year 2024, it will be the last year we have any expenditures - capital expenditures on the sewer plant.

Water, from 2019 to 23, was \$19,720,000.00. This year, it was reduced to \$11,000,000.00. That's less \$8,720,000.00. A big portion of that is because the water tank was already authorized. Grants increased from \$53,923,000.00 to \$63,451,000.00, plus \$10,428,000.00. That's a little misleading. The reason for the big jump in the grants is the bidding for the critical infrastructure bulkhead came in \$10,000,000.00 over the estimate and we're in the process of getting that \$10,000,000.00 approved by FEMA and New York State Homeland Security. So that's really the reason for that. That would not have been as big a jump in grants. Next slide please.

**(New slide appears: "CAPITAL PLAN BREAKDOWN")**

This is just kind of a capital plan breakdown. Generally, what goes into the general fund. Our road and drainage, shoreline projects, transportation projects, public safety,

grounds, parks, technology equipment. In the sewer fund, of course we have the collection system and water pollution control plant and various equipment. And in the water fund, very similar, we have distribution improvements, treatment plant improvements and equipment. Next slide please.

**(New slide appears: "2020/2021 PROEJCTS")**

These are the projects and we have broken them into, these are projects that have new funds and some have existing funds, some have grant funds, some need bonding and some need no bonding. The first project on this list is City Hall Façade Rehabilitation, which is a \$750,000.00, which will take a bond. And that's to stop all the leaks coming into the building and replace all of the lintels over the windows. If we don't push the envelope for the building, the building is going to continue to deteriorate.

Roadway reconstruction - This is for major roadwork projects where we do the water main, sewer mains, curbs, repair sidewalk street lighting. We added additional, we're asking for an additional \$520,000.00. We still have existing funds from previous projects of \$289,000.00. Of this amount, \$520,000.00 would have to be bonded.

The Bus Parking Garage

Rehabilitation - That is going to be over

\$1,000,000.00 to repair. We asked for an additional \$500,000.00 and we have existing funds of \$650,800.00, and would require bonding another \$500,000.00.

Sewer collection system upgrades -

We have asked for \$500,000.00. We have \$144,000.00 in existing funds still left, and these go on to the roadway reconstruction projects for the portion that replaces the sewer main.

Building repairs in the water

pollution control plant - We asked for \$320,000.00

additional, on top of the \$430,000.00, and will be required to bond that \$320,000.00. This major project is on our two digesters. The primary digester roof collapsed. So we are only working on one digester and we are required to repair the other roof. We've gone with the cheapest type cover we can go, because it is only going to be needed for the next two to three years. The engineering is on the way for that already.

Sewer System Compliance Upgrades -

This is mostly for engineering and studies, \$250,000.00. We are asking for additional funds on top of the \$65,000.00 we have. The reason for this is, with the consolidation, we are going to have to develop a decommissioning plan for the rest of the

wastewater plant. When the wastewater plant shuts down, and the flow is diverted to Bay Park, we are going to need to have a plan to remove all the settling tanks, all the grid chambers, the de-chlorination facilities, the sand filter and all the other treatment trains that down there to bring that property into a usable type property. That's going to be a requirement from the DEC.

#### Water Distribution Upgrades -

We are asking for \$800,000.00. We have \$788,000.00 from existing funds. Again, these are for water main improvements including adding new water main grid around the walks area, where we will then run services into the Walks and eliminate the old 4" mains that had run through the backyards of those homes. That will be the first step in an overall improvement project for the Walks, because eventually, we will need to redo the sewers there also.

#### Hydrant and Water Service

Replacement - This is work that is done by our in-house people. We are asking for \$200,000.00 on top of the \$135,000.00 that we still have in the budget. We will be asking to bond for another \$200,000.00, and this is for the replacing hydrants and services that our own crews do. Their time is capitalized on those projects.

We are asking for \$200,000.00 additional for the Park Place Water Treatment Plant to cover the separation tanks. As you know for quite some time, the settling tanks where we removed the iron have been open-air basins that really require to be covered and this is going to be about \$1,000,000.00. We have already had \$800,000.00 authorized and bonded, so we will need another \$200,000.00 in bond.

This past year, it has been determined that we can no longer use Well 16. The Well casing has collapsed from age. The Well is over 40 years old, which is a pretty long life for a Well. So we need to start a design of a new Well of 19 so that we have enough capacity to meet---demand and match---demand. So, we would be bonding \$150,000.00 there.

Park Avenue Resiliency Project - We are asking for an additional \$250,000.00. We have grant funds of \$1,250,000.00 and we will be required to bond \$1,500,000.00 on this project, which will be our share of the match.

Fire Department Ambulance - \$200,000.00 to replace the ambulance. This we will get through the capital assistance grant that we are getting from Senator Kaminsky. We will have to bond

it and then reimburse it. So that will be a short BAN (Bond Anticipation Note) and then will be paid off as soon as we get the grant from capital systems.

Road Overlays - We are asking for \$400,000.00. \$200,000.00 of which are grant funds and we'll have to bond \$400,000.00. This is through the CHIPS program, through the Capital Highway Improvement Program of the state. In previous, up until last year, we would do roadwork, put in for the reimbursement to the DOT (Department of Transportation) and that money would come in as a revenue source. Last year, what we did was we only put \$200,000.00 of it into a revenue source and we used \$200,000.00 of it to cover the actual cost of the overlay so we would not have to bond the entire thing. This would be the same way. We would bond the \$400,000.00, but once the money was received, that BAN could be paid off.

Time and Attendance Software - Is \$190,000.00. This is a very important project and this \$190,000.00 is going to come from the Financial Restructuring Board, and we do not need to bond for that.

Pool Liner for the Recreation Department - The pool needs a new liner. We estimate that at \$100,000.00 and that will be a grant of

\$100,000.00 from Community Block Development Grant. So there will be no bonding required on that either.

Next slide please.

**(New slide appears: "2020/2021 PROJECTS" (cont).)**

Fire Department Replacement of Personal Protective Equipment - This is the Fire Department's bunker gear. It is new funds, \$100,000.00. NFPA requires that over a 10 year period, all bunker gear must be replaced no matter what condition it is in. This, we are doing with the capital assistance grant for \$100,000.00, also from Senator Kaminsky's \$350,000.00 grant that he has gotten us. We will have to bond this and then pay the bond off.

Heavy Duty Trolley - We are asking for \$6,750.00, the smallest item on the budget, and that's because we get grant funding for this of \$540,000.00 from the Federal Transmission Administration and we will have to bond the \$6,750.00.

Lifeguard ATV - We are asking for one additional lifeguard all-terrain vehicle for the beach use, on the beach for \$25,000.00 and this will also be paid for through the capital assistance grant from Senator Kaminsky. We will need to bond that \$25,000.00.

So as you can see, last year this

was four pages long of requests. This year, we are just a page and a third. Those are all the requests for new funds, and what exists in existing funds, and what we are getting in grants. Next slide please.

**(New slide appears: "PLAN SUMMARY")**

This is an overall view of---we are asking for a total of \$2.2 million in the general fund for capital improvements, \$2.8 million request for the sewer and water together, and the table below shows you the breakdown for the next five years. As you can see, as I mentioned before on the sewer fund, you can see that over the next two years, after this year, we are at \$700,000.00, and 2023-2024 we dropped to \$275,000.00 and in 2024-2025 we will be zero because we will no longer own the plant or the collection system. It's a huge savings to the residents.

The water fund, you can see we are at \$1.6 for this year, \$2.9 in a year, and then \$2.8, then \$1.8, and \$1.8. Next slide please.

**(New slide appears: "THANK YOU")**

I think that's it. If there are any questions, I'd be more than happy to try and answer them.

PRES. BENDO: Okay, thank you. For the people watching, we are going to do this like we did for the city budget, since obviously we are not

all together, where we normally have people being able to come up to the podium and ask questions. What you can do is you can send any questions into---email them to [info@longbeachny.gov](mailto:info@longbeachny.gov). Again, that's info, I-N-F-O @longbeachny.gov. All those questions will be posted online with the answers written, in written form so everyone can see the questions and the answers, both. With that, I guess we can move on to the next Public Hearing.

MR. FRASER: Our second public hearing is for the purpose of giving citizens an adequate opportunity to publicly present their views on the general summary of the proposed budget for the year July 1<sup>st</sup>, 2020 through June 30<sup>th</sup>, 2021.

MR. BENDO: Okay, so basically, the same story is, just this one again, people have been sending questions in. I believe the questions from the last hearing are up online now. I believe a few of the questions are still being, had to be sent out to people in various departments for more detailed answers, but I think it's been indicated that those answers will be forthcoming shortly. The questions that were asked last round, are up on the website, and any questions we get again, related to this one, any comments, will again be answered in writing and put up on the website for everyone to see. And of course any

input we get, is going to be considered for an errata sheet if we do an errata sheet, to make edits to the budget. With that, I guess we could move on to the---

MS. TRESTON: Mr. Bendo, can I just ask Mr. Mirando a quick, couple of questions?

PRES. BENDO: Okay.

MS. TRESTON: Mr. Mirando, you still on?

MR. MIRANDO: Yep. Yep.

MS. TRESTON: Just regarding the last two, one of the last two items, the heavy trolley and the lifeguard ATV? Is that, when you say lifeguard ATV, is that a fully-loaded, ready to go rescue truck? Or is it a 4x4?

MR. MIRNADO: It's a 4x4 quad with a rescue trailer on it, things of that nature that they use, you know if they have to transport somebody up to the boardwalk and out.

MS. TRESTON: And the heavy trolley?

MR. MIRANDO: The heavy trolley is mostly being paid for to replace one of the old trolleys that hasn't worked in some time. I think since Sandy almost, so.

MS. TRESTON: So is that a closed, one of the closed trolleys?

MR. MIRANDO: That would be a closed

trolley, yes.

MS. TRESTON: Thank you.

MS. GAYDEN: I want to read the names of the people that have sent in questions. The latest names, so that they know I received them.

Warren Foreman, Dana S., Lisa Santinos, Chris P., Robert Donovan or it could be Robin, they were not sure, Roy Lester and Phillip. We received your questions. Actually, your questions will be sent back to you by the end of the day on Thursday, and posted on the website. And again, if anyone has questions about the capital plan, please send those as well and we can answer questions.

As Mr. Mirando stated, the capital plan has been changed from previous years. A capital plan is based on objects that need to be purchased for the city that will have a lifetime that cannot be purchased in Operating. However, as you can see, and I noticed the last two items, 1) we needed to bond \$6,750.00 and \$25,000.00. So everybody knows that those items will go back into the operating budget because they are not considered an amount that we need to bond money for. What we are trying to make sure is that whatever we bond for, is going to be reasonable and can be paid back. So a capital plan is a plan that is done over several years. And I wanted to thank

Mr. Mirando because a lot of things had to keep moving from year to year, and I want the public also to know that we will not spend money or bond money that we have no way of paying back, and we don't see how we are going to pay it back. And so it is going to take a lot for our capital projects in our capital plan budget for the future, and of course, it has been cut down tremendously because of the threshold of what should be spent under capital versus what should be spent under operating.

MR. DELURY: I just have two questions for Mr. Mirando.

PRES. BENDO: Go ahead.

MR. DELURY: The Bus Parking Garage Rehabilitation, if you could just briefly describe what the plan is and then also, the Time and Attendance Software. If you could just basically, summarize what that \$190,000.00 will accomplish. it is not a structural failure issue but because they are moving, eventually they will cause you know, further damage. So what is going to happen is, all the pin joints and ball joints are going to be re-done and then the expansion joints are going to be re-done between the slabs so you won't get that rocking in the slab, and it will, over a period of time, it will protect the garage. But there will be a new fire

suppression system. The standpipe system in that garage is pretty well shot. Should we have a car fire in there, it would make it very difficult for the fire department to operate, and with some painting of some of the---concrete and things of that nature.

MR. DELURY: Okay.

MR. MIRANDO: And that is based on an engineering point. I can't really comment too much on the Time and Attendance Software. This is a project that Dave Fraser and Inna Reznik are working on. They may want to explain what their plan is with that.

MR. DELURY: Okay, thank you. I could touch base with them.

MR. MIRANDO: Yeah.

MR. DELURY: Thank you.

MR. MIRANDO: I know---with time and attendance, we do everything by hand now. It should streamline everything, but Dave will have a better idea how it works.

MR. FRASER: Everything right now is done on paper timesheets and this is basically, to move into electronic timekeeping, is basically what this project is doing.

MR. DELURY: Okay, thank you.

MR. FRASER: Yep.

MS. GAYDEN: And this project is going to be funded by the Financial Restructuring Board? The Time and Attendance?

MR. MIRANDO: That is my understanding.

PRES. BENDO: And I just want to reiterate something the City Manager said. There is, there was a shift this year in the way the capital plan was being done. Around 2012, the city started taking things out of the operating budget and putting them into the capital plan budget which was borrowed for. Quite frankly, it was probably to make an unworkable budget workable because they were then borrowing for things that really should have been in the normal operating budget. Any of you that maybe have to do budgeting as part of your job---you kind of know the normal consumables and things that go into an operating budget versus a long-term capital budget. We are now moving towards putting the things back in the operating budget that should be in the operating budget, and budgeting for them annually so we don't keep borrowing each year. With the goal of course, we are trying to get the borrowing down. Because every year, our debt service keeps going up and the more we have to pay towards debt service, the less money we have to spend on other services, and road repairs, and

paving and other such things. This is another step, like I said at the last meeting when we were talking about the budget, that addressing the systemic issues on how the city conducts its business, and this is one of those steps, is to start doing the budget the way it should be done. Where things that should be part of the operating budget go back into the operating budget like they are supposed to be. So with that, I guess we can move on to the agenda items.

MR. FRASER: Okay. Item one is a resolution authorizing the continued retention of Capital Markets Advisors, LLC, CMA.

PRES. BENDO: Okay, I'll have---the City Manager wants to speak on this or?

MS. GAYDEN: Yes, this is---CMA has been working with the city I know for the last year, and the Financial Restructuring Board, the restructuring board has suggested that they continue with us and the cost will be covered them. And it is important to know that over the last 12 months, the cost was \$12,000.00 a year, and I believe now it is \$10,000.00---I mean \$12,000.00 a month. I wish it was \$12,000.00 a year. For all the CMA people on the phone, did you hear what I just said? So it used to be \$12,000.00 a month and now it is \$10,000.00 a month. They have been very diligent in working with

me and working with the Comptroller. They will be assisting in the multiyear plan. I have on my desk, the fiscal condition analysis that they did, a very thorough report that will be up and ready for the public to review in the next few weeks. So this is authorizing them another one year contract.

PRES. BENDO: Okay and thank you, and it is worth reiterating again that the State Financial Restructuring Board will be picking up the cost for CMA. For those of you, just in case you don't know, CMA is the city's financial advisor. They did an audit of departments. They are going to help the city with its long-term financial turnaround plan and things like that. And that is being paid through the State Financial Restructuring Board. Are there any questions from the Council?

MR. DELURY: I just have one question John. This is year two? I thought CMA was engaged a year ago and now---we are going to be going to year two?

PRES. BENDO: Correct.

MR. DELURY: Thank you.

MR. FRASER: Guys, I also have Tom, he's on mute right now, from CMA, if you need him to join the conversation.

MS. GAYDEN: If you have any

questions, they are on, CMA is on if you have any questions for them. If not.

MR. FRASER: Tom, you are unmuted.

VP. MCINNIS: I have some comments if that's alright? First off, this is related to CMA. I can say that I met with CMA and I do view them as an effective long-term strategic partner to the city in helping us out of years of fiscal and operational mismanagement, and especially, to comply with the many directives of the New York State Comptroller's Office. Second, I'm extremely grateful to the members of the New York State Financial Restructuring Board for funding this vitally, important service.

With that said, I recently received copies of the two corrective action plan responses to the New York State Comptroller's, December 2019 reports, audit reports. These plans were submitted by City Manager Gayden, Comptroller Reznik and President Bendo. One addressed the city's financial condition and the other addressed payments for unused leave accruals. The reports hold persons responsible for implementation for each of the audit recommendations. There are 15 audit recommendations in total between the two reports. The City Council is cited as partially responsible for 13 of the 15 recommendations. Therefore, at this particularly

critical time, I believe language should be added to the contract that CMA is required to meet with or conduct calls with all of the council members, a minimum of once per quarter, for the duration of the contract. This is in order to monitor the city's progress against the audit report's recommendations and other matters, as well as get feedback on the City Manager's performance towards those goals, so that the council can take appropriate actions, if necessary, in a timely manner. I hope my fellow council members will add my recommendation to the resolution this evening, so that the entire council can serve the residents of Long Beach. Thank you.

MR. DELURY: Thank you Karen.

PRES. BENDO: Well, we're---

MS. GAYDEN: I would suggest that if you want to add that, then we pull it and then we go back and have a conversation with CMA to talk about how things should be done in the future, or how you would like them to be done in the future. Because, that is a change to the contract. So if you want to add that language, I mean, I hear what Councilmember McInnis is saying, however that is something we do anyway. I don't know what has happened in the past, but that is something that is being done anyway. Any reports that we had gotten, anything---

VP. MCINNIS: This is a year long contract. I don't know what the future holds and I need to make, I want to make sure that the City Council works more closely with CMA. Prior to your arrival Ms. Gayden, I do not believe that CMA conducted, talked to the Council Members as much as they should have, therefore, I don't think we got the full value of CMA's services prior to your arrival. By adding something of this sort, we will ensure that the City Council Members, each one of the five of us, fulfill our responsibilities to the residents.

MS. FREEMAN: Just a point of---I would agree with City Manager Gayden, that if you are going to do that, then we probably should pull it because that will require, might require some renegotiation with respect to what was agreed upon. So I would just echo that.

PRES. BENDO: Alright, then I will make a motion table this resolution.

MR. MANDEL: Second.

MR. FRASER: Motion to table Item number one. Councilmember Delury?

MR. DELURY: Yes I do. I think we just have a little more clarity, so I vote to table.

MR. FRASER: Councilmember Mandel?

MR. MANDEL: Yes.

MR. FRASER: Councilmember Treston?

MS. TRESTON: Yes.

MR. FRASER: Vice President McInnis?

VP. MCINNIS: Yes.

MR. FRASER: President Bendo?

PRES. BENDO: Yes.

MR. FRASER: Item one has been tabled. On to Item two. Item two is a resolution authorizing the City Manager and the City Comptroller to transfer funds within the 2019-20 budget.

PRES. BENDO: Okay, is---?

MS. GAYDEN: I'm here, I'm sorry.

What that means is that we have a budget, a bottom line of a budget, and on occasions, some expenses have to be paid. Like for example, we had to have a fire truck to be fixed, and there was money in a different line item, and we need to move the money that was excess from that line item to have the fire truck repaired. And so, what we, what typically happens is, at the end of the year, you take excess money from one line item to another line item. But the bottom line of the budget does not change. And so, it was told to me that the Council never saw what the changes were and in this one, we will show you what the changes are. Right now, what it says is that in the Charter, that we have to come before the council for \$1,500.00.

We are almost at the end of the fiscal year. And so we are just moving money to where we know we need things fixed, but the bottom line is the budget doesn't change.

MS. TRESTON: Understood.

PRES. BENDO: Any questions from the council?

MR. DELURY: I just have one comment. Resolved that the City Council shall be furnished with a report of all transfers made by July 31<sup>st</sup>. Can this date be earlier?

MS. GAYDEN: The fiscal year doesn't end until June 30<sup>th</sup> and we take in invoices for the June 30<sup>th</sup> fiscal year end. We are still getting them in in July.

MR. DELURY: Okay, understood. So the council will be furnished a full report by July 31<sup>st</sup>?

MS. GAYDEN: Yes.

MR. DELURY: Okay. Thank you.

PRES. BENDO: And I just want to add, anybody that pays attention to the council meetings, knows the last two years, I voted no on this item because the council was never given any information on where money was being moved. So when I heard that this was going back on to the agenda, I

spoke with the City Manager about that concern, because during the audit this year, we found out that some large sums of money had been moved around with nobody knowing about it. And that was a problem. Something that was flagged. So this is a way to make sure that people are aware of what is being moved. We will now get a report on the money that is being transferred, which never happened before. Any other questions from the council? Okay.

MR. FRASER: Okay, Item number three is to schedule a special meeting of the city council for Tuesday, May 26<sup>th</sup>, 2020.

PRES. BENDO: Okay, this is to schedule a special meeting so we can vote on the budget. The budget has to be approved by the end of May or it goes into effect automatically. So this is a special meeting to vote on the budget and an errata sheet if necessary. Any questions from the council? Okay, next item.

MR. FRASER: Item 4 was added by unanimous consent. Item 4 is a resolution affirming the City Manager's local emergency orders regarding limitation of beach access and modified boardwalk opening.

PRES. BENDO: Okay, City Manager do you want to talk about this? Or do you want me to

talk about it?

MS. GAYDEN: What did you say? I'm sorry, me?

PRES. BENDO: Do you want me to talk about it, or do you want---

MS. GAYDEN: You can talk about. You go ahead.

PRES. BENDO: So what this is, is anybody that's been watching the news, knows that New York City has decided not to open their beaches. That of course created a bit of a problem, because originally, everybody was talking nice about regional cooperation and we saw that lasted probably for one phone call, before everybody started to going off and doing their own thing. So, New York City, which includes the Rockaways which is pretty much right next to us, will not be open. As a result, both Nassau and Suffolk Counties have announced their intention to move ahead with making their beaches "residents only" to keep from getting inundated with from, not from the local area overwhelming the beaches, considering that they are limited to 50% capacity by the Governor's order. So what this is doing, is this will make our beaches---whoever has their mic open, could they mute it please.

MS. TRESTON: I think it's Mike.

PRES. BENDO: Okay, thank you. So what this is doing is, this resolution and the order that the City Manager signed today, this is affirming the order, will make Long Beach beaches, for the meantime, "residents only" beaches. Because with Nassau County making the beaches "residents only" and New York City closed, we were about the only place left to go. Well Jones Beach, I guess too. But Jones Beach has the ability to just lock the gates on the parking lots to control capacity. We don't have that luxury, so that made us very vulnerable to severe overcrowding. This is intended to deal with that, by making our beaches "resident only" for the time being. And this is all up on the City website where the City Council Agenda is posted if you want to see it. With that, are there any questions from the council? Okay, hearing none.

MR. FRASER: Okay, last item, another item added by unanimous consent, is a resolution affirming the swearing in and appointment of a new class of Special Patrolmen and authorizing the City Manager to appoint additional Special Patrolmen pursuant to section 53 of the Charter.

PRES. BENDO: Okay, what this is related to is, we are basically getting our Police force some help for enforcement. We know with the

social distancing guidelines, the New York Pause that is still in place, we have all seen some of the stuff that has been going on in the West End and on the beaches, and as the weather gets nicer and more and more people come out, it is going to make enforcement that much more imperative. So what this is doing is basically deputizing some people to help with enforcement. Any questions from the Council? Okay.

MR. FRASER: Okay, on to the voting. Item one has been tabled. Item two is a resolution authorizing the City Manager and the City Comptroller to transfer funds within the 2019-2020 budget. Who will introduce and move the adoption of this item?

MS. TRESTON: I will.

MR. FRASER: Second?

VP. MCINNIS: I will.

MR. FRASER: Voting. Councilmember Delury?

MR. DELURY: Yes.

MR. FRASER: Councilmember Mandel?

MR. MANDEL: Yes.

MR. FRASER: Councilmember Treston?

MS. TRESTON: Yes.

MR. FRASER: Vice President McInnis?

VP. MCINNIS: Yes.

MR. FRASER: President Bendo?

PRES. BENDO: Yes.

MR. FRASER: Item three is a resolution to schedule a special meeting of the city council for Tuesday, May 26<sup>th</sup>, 2020. Who will introduce and move the adoption of this item?

MS. TRESTON: I will.

MR. FRASER: Second?

PRES. BENDO: I will.

MR. FRASER: Voting. Councilmember Delury?

MR. DELURY: Yes.

MR. FRASER: Councilmember Mandel?

MR. MANDEL: Yes.

MR. FRASER: Councilmember Treston?

MS. TRESTON: Yes.

MR. FRASER: Vice President McInnis?

VP. MCINNIS: Yes.

MR. FRASER: President Bendo?

PRES. BENDO: Yes.

MR. FRASER: Item 4 is a resolution affirming the City Manager's local emergency orders regarding a limitation of beach access and modified boardwalk opening. Who will introduce and move the adoption of this item?

MR. DELURY: I will.

MR. FRASER: Second?

VP. MCINNIS: I will.

MR. FRASER: Voting. Councilmember  
Delury?

MR. DELURY: Yes.

MR. FRASER: Councilmember Mandel?

MR. MANDEL: Yes.

MR. FRASER: Councilmember Treston?

MS. TRESTON: Yes.

MR. FRASER: Vice President McInnis?

VP. MCINNIS: Yes.

MR. FRASER: President Bendo?

PRES. BENDO: Yes.

MR. FRASER: Finally, Item five is a  
resolution affirming the swearing in and appointment  
of a new class of Special Patrolmen and authorizing  
the City Manager to appoint additional Special  
Patrolmen pursuant to section 53 of the Charter. Who  
will introduce and move the adoption of this item?

PRES. BENDO: That was Scott.

MR. FRASER: Sorry. Didn't get you  
Scott.

MR. FRASER: Who will second?

PRES. BENDO: I will.

MR. FRASER: Voting. Councilmember  
Delury?

MR. DELURY: Yes.

MR. FRASER: Councilmember Mandel?

MR. MANDEL: Yes.

MR. FRASER: Councilmember Treston?

MS. TRESTON: Yes.

MR. FRASER: Vice President McInnis?

VP. MCINNIS: Yes.

MR. FRASER: President Bendo?

PRES. BENDO: Yes.

MR. FRASER: The City Manager's  
Personnel Report has been posted by the City Clerk.  
Who will make a motion to close the meeting?

PRES. BENDO: I will.

MR. FRASER: Second?

VP. MCINNIS: I will.

MR. FRASER: Voting. Councilmember  
Delury?

MR. DELURY: Yes and thank you for  
this great meeting.

MR. FRASER: Councilmember Mandel?

MR. MANDEL: Yes.

MR. FRASER: Councilmember Treston?

MS. TRESTON: Yes and thank you  
Dave.

MR. FRASER: Vice President McInnis?

VP. MCINNIS: Yes.

MR. FRASER: Was that Vice President

McInnis?

VP. MCINNIS: Yes.

MR. FRASER: And President Bendo?

PRES. BENDO: Yes.

MR. FRASER: Okay.

PRES. BENDO: Alright, I guess we got some good and welfare questions. Let's see what we got here. First one is from **Michael Kennedy**: He is asking about if the boardwalk will remain closed for Memorial Day?

Okay, well, nope. It will be open so I guess it kind of makes the, the question was about what happens if it stays closed? But obviously the boardwalk will be open so we will get our boards back.

The next is from **Michelle Knox**: Asking about the restaurants and bars, the curbside food pickup and cocktails to go. She is asking if the city has required the establishment to submit a detailed safety plan? That includes posting social distance markers, limiting person gatherings, according to the New York State guidelines posted in the New York/business re-opening safety plan templates?

That's a mouth full. Basically, we are following the guidance issued by the State. As of

this time, the individual establishments are not required to submit plans for approval. Right now, they don't have to do that. If that changes, then we would have to make them comply. But as of now, they don't have to.

The next question is from **Lisa Santinos**:  
Is there an update on hiring Charlie Rubin as the Police Commissioner? I've read online that it is predetermined you are hiring him. I just want to know what's real and what isn't.

---Lisa, I don't know where you are getting your news from, but I'm going to say the same thing I said last time, I don't even know who Charlie Rubin is. We haven't started the search yet for the Police Commissioner. That should be starting very soon though. So, no. That is not the case so, like I said, I'm not sure where you are getting your news, but you might want to look for a new source. She's (Lisa Santinos) got another question here - I've been hearing that certain people who were terminated are being brought back in the budget under other departments. I'm hearing of individuals being brought to Public Works but being stationed in the Rec as an end-around. Just wanted to make sure that wasn't going to happen.

No. I believe a few of the part

timers that were laid off, were given the opportunity to come back to do some beach work. But that's it. Otherwise, no.

**Ed Zellinger:** He is asking about restrictions on the beach and boardwalk, and food service locations due to the Governor's order.

So, that's kind of a moot point right now. Like I said, we got the concession stands will be open, the boardwalk will be open and the beach will be open to residents.

**Kim Mussman:** Hi Kim. One of my neighbors. She is asking about let's see here, let me look through this. It is kind of a little bit lengthy. Okay, so she is asking about all the crowds on Beech Street in the West End; a lot of people aren't wearing masks; they are not six feet apart. I mean we've all seen the pictures and she's saying, you know, she's trying to walk with her child on the sidewalk, and there's people standing out there, especially not wearing masks. And she's also asking about some of the younger folks, I guess are starting to have parties in their homes. Oh Okay, here, she's asking if we could create a task force of citizens to build a comprehensive plan to keep our city safe during the crisis, and to instruct the police to give out more citations and proactively enforce the Pause

and SLA rules.

Okay, well you know, we have been working with the Chamber of Commerce about the issue with the restaurants, bars in the West End. The Chamber again, yesterday or the day before, sent a Representative out again, to talk to the restaurant owners about their responsibilities. About maintaining social distancing and the crowds and such. So, we are going to have to be basically, kind of keep putting the screws to them. You know they have basically been put on notice they have to meet the state guidelines. The police have been giving out the violations and that is going to continue and may need to increase in the, in the days ahead. Like I said, we also have the Specials' starting this weekend as well as the additional people that will be deputized. So we are going to have a lot more bodies out there being able to do enforcement. As far as the potential for a task force, yes, we can discuss that and if it looks like things aren't getting resolved, that could be a workable solution. ---We will have to talk about that if we don't see some improvement.

Next is from **Laura Clarity**: Okay, same thing about the social distancing on sidewalks when people are heading to the beach and the beach

pass lines. And she is also asking about marking off spots in the large dirt lot, she's on Edwards, so that would be the foundation block. Okay, because a lot of cars park in there.

So the issue with that one there is, we don't own the foundation block. The foundation block is actually owned by a private foundation. It's a family foundation. It's their lot. It's really not ours, so if they choose to let people park in there, it's really their call. I guess we can talk to them, but it's not the city's lot. As far as the social distancing issues, like I said, we are going to have more enforcement. The simple fact is when you are going up and down the beach ramps, you're not going to be able to social distance, so there is an expectation that people will have their masks and will be wearing them in those situations.

The next question is from **Ian**

**Freeman:** Can a civic leader also be a political party leader?

Well that's, neither one of them are fully related to the city, so I'm not sure how to answer that. I assume that means, when you say civic, I assume Civic Association. It's not a city issue, but if it is we will check with the Corporation Counsel.

And then, can a Councilmember run or be part of a local social media page?

Okay, I don't know that we have the answer for that, but we will check with our Corporation Counsel and get you the answer and get back to you with that.

Next is from **Sean Boyle**: Will there be a limit on resident beach passes sold this year?

Right now there is no plan to limit the passes sold. As you just learned tonight, we are not going to be selling beach passes to non-residents. And if a beach does appear to be hitting that 50% capacity, people will be asked as they are coming on to the beach, to move to one beach east or west, you know, where the crowds may not be as high.

Next we have **Scott Richard**: Let's see. Long Beach beaches are packed during the regular season. With many unemployed people and with New York City beaches closed, our beach is going to be more packed than ever. How do you plan on controlling capacity, social distancing and controlling the surge of non-residents?

Well, again you got that answer. We made our beach "resident only". And, okay, yep and that's it. The other question again, was about the non-residents coming to the beach so that's not an

issue.

**Moshe Brooks:** Asking do we support Engel Berman's pilot and do we support the Long Beach Medical Center re-opening?

We don't know what Engle Berman's asking for. Nothing has been submitted to the city yet. Last we heard, they are in negotiations with the Nassau IDA, so we have gotten no details of any kind yet. As soon as we get a formal presentation with the details, that will be the time I guess when we make an assessment of what they are asking for. Otherwise, it is just anything at this point, would just be speculation. As far as the Long Beach Medical Center, if you were paying attention, we actually sent a letter to the State requesting that the Long Beach Medical Center be re-opened when-early in the COVID19 situation. Especially when they were going around trying to set up these temporary hospitals and such. You know, we kind of sent a letter saying why are you setting up these temporary hospitals when we have a ready-made building waiting for you right here.

Next. **Sean Boyle:** Will there be a limit on resident beach passes?

Again, no, not on resident beach passes. Non-residents won't be able to buy passes.

**Neal Silverstein:** Can you provide us

with an update on the building and completion of the bathhouse under construction on Neptune?

I assume that means the new bathroom that's going up on Neptune. That should be in place in about two to three weeks. We are getting near the finish line on that.

From **John Weider**: Is there a plan for admitting people to the beach when it opens on Memorial Day? What measures will be put in place to prevent the inevitable overcrowding that will occur in the fact that New York City beaches are closed.

Same thing again. By not selling beach passes to non-residents, it will just be the residents that we have to worry about. And that will be much more manageable.

Next is from **Brendan Healy**: Over the past several weeks, there has been some complaints from residents about the increase in public drinking and open containers in the West End. Primary concern is the lack of social distancing, litter and loitering outside of bars and restaurants. What is the city's plan for proactive enforcement of the Ordinance and the State Liquor Authority rules as we enter the Memorial Day weekend?

So again, we have been working with the Chamber. The Chamber again, sent people around,

like I said, in the last couple of days to go talk to them again. We are going to have more manpower for enforcement starting this weekend. That's the plan. We are going to have to, we are going to be more diligent.

**Robin Donovan:** Robin sent a kind of a bullet list with just - what hours---what, masks distancing---Oh Okay, it's just about the beach. It's just a bunch of bullet list type of questions.

So again, all, this is all stuff that has already been addressed. The beach hours? I guess we didn't mention those earlier. They will be 9am to 6pm. The surfing beaches, they will still be in effect. They are listed on the city's website.

She asked about the beach at Skudin's Surf. The staff is going to be talking with them to see what their plans are, to make sure there is coordination. What else do we---she's asking, looks like about capacity.

Same thing again, you know it's going to be basically, a judgement call with the lifeguards and the police. It is not going to be an exact science, but they will be estimating when they think they hit 50% and then we will start asking people to move east or west accordingly.

She (Robin Donovan) asked about the

Specials. If they have been given training.

Yes, they actually received their training on Saturday in an all-day training session about all the rules and the particulars for this year, since things are going to be a little different. So they are ready to go and start this weekend.

What do we have here? **Robert**

**Saminsky:** The New York Comptroller's Office report of December 2019 indicated there is clear basis and in fact and law for the City of Long Beach to civilly seek payment of improper payments by the city to retired and separated employees. Has the city send a written demand to past employees who were overpaid, informing them of any overpayment, requesting the money be paid back? And does the council manager know the statute of limitations within which time a civil lawsuit must be instituted?

So the answer is, yes and as we discussed some at the last meeting, somebody at the last meeting asked about this in the last good and welfare. We have an outside law firm that has been doing an investigation and working on this. They are, we anticipate some action, relatively soon. But it would be inappropriate to say anything more than that at this point. But yes, there has been work going on in this area and there will be stuff going forward.

**Robin Donovan** again: In a council meeting past, a motion had been tabled to require all groups wishing to run festivals or celebrations to pay a reasonable fee to Long Beach for use of public spaces. A problem arose regarding the LBGT parades. Failure to pay their agreed amount, even though they agreed to cover certain expenses. In light of the financial difficulties Long Beach is having, a resolution should be passed resolving the issue for all future celebrations and activities. Has this been done? And if not, why not?

Okay. So, no it wasn't done yet. It was not done. It was tabled previously. It has been discussed. It's been brought up again and then discussed, and we anticipate, it's going to be coming up in this upcoming fiscal year and will be re-addressed again.

**Mindy Dovberg:** Hi Mindy. During the past five summers, Beach Yoga LBNY has held classes and healing circles on the beach all summer. It is stated on the city's website - No group activities on the beach. What is the definition of a group activity? That is a good question. The yoga and its instructors are prepared to make certain all who attend are spaced out appropriately, six feet.

So---okay---. So Mindy I would say

give the City Manager's office a call. Discuss it with her and we will see what is possible. The number is 431-1000. Call and discuss that with the City Manager please.

**Theresa Garrity:** Why are non-residents still entitled to use the beach?

They, well they aren't now. So we addressed that tonight.

If you are allowing residents and limiting capacity. How will you be sure that those residents who purchased season passes will be able to get access to the beach?

The answer is we don't anticipate it being a problem. Since like I said, we are not selling non-resident passes right now. So just based on residents, we don't anticipate it being a problem. We have 3 ½ miles of beach for our 34,000 residents to spread out across. We don't anticipate a problem. Like I said, the worst you may encounter is somebody asking you to walk one block east or west to a less crowded beach.

And then, **Roy Lester:** It is my understanding that FOIL requests are not being responded to. What is the delay and when will it be resolved?

When the pandemic started, New York

State basically suspended FOIL responses until June 1<sup>st</sup>, because everybody was ordered to send staff home. Remember, we are still operating where most of the staff is not coming in. There at home under state order. So the state delayed responses until June 1<sup>st</sup>. We are coming up on June 1<sup>st</sup> I guess, in less than two weeks, but, they should be presumably worked upon then.

So that was the last question. So thanks everyone for joining us and hope everyone has a good evening. Take care.

MS. TRESTON: Wait, before we end. I just wanted to say a special thank you to the Christmas Angels and all the non-profits for helping our community with food and security. And thank you to Nancy Schulman for pointing out that the Census is very important. We have the statistics that we are just about 50% in our responses. This is very important. It will count for 10 years of funding. If we don't get ourselves counted now, our roads, our schools, our programs, they will not be funded. They will not see the numbers that we have here. You are home! Fill it out! Thank you.

PRES. BENDO: Actually, that's a very good point. Keep in mind that the aid we get from the state and the federal government is based on

the census results. So the less people respond, the less we get and that means the more you have to pay locally in taxes to make up that difference. So, the census is only 10 questions. There is nothing about citizenship, it is very straight forward. Easy to do. You could do it online too. You don't have to mail it if you don't want. So yeah please, because heaven knows we need all the money we can get. So please do your census. And with that, have a good night everyone.

MR. MANDEL: Goodnight.

MS. GAYDEN: Goodnight.

MS. TRESTON: Goodnight. Thank you  
Dave.

MR. DELURY: Goodnight. Thanks  
Dave.

[Audio, concluded]

C E R T I F I C A T E

I, Gina T. Guma, certify that the foregoing transcript of City Council Meeting, City of Long Beach, was prepared using the available transcription equipment and to the best of my ability, is a true and accurate record of the recording.

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Gina T. Guma  
Acting Deputy City Clerk

Date: May 22, 2020