

**PROCEEDINGS OF THE CITY COUNCIL
CITY OF LONG BEACH
MEETING OF AUGUST 20, 2019**

Present: Council President Moore and Council Members Bendo and Eramo Council Members Diamond and Mandel were absent.

1. A “Bond Ordinance Authorizing Financing for Improvements to the Park Place Water Treatment Plant, Stating the Estimated Total Cost Thereof is \$800,000, Appropriating Said Amount for Such Purpose, and Authorizing the Issuance of \$800,000 Bonds to Finance Said Appropriation and the Expenditure of City Water Rate Charges and Up to \$800,000 Grant Funds Expected to be Received from the State of New York to be Expended Towards the Cost of Said Object or Purpose or Redemption of the City’s Obligations Issued Therefor, or to be Budgeted as an Offset to Taxes for the Payment of the Principal of and Interest on Said Bonds” was tabled until September 3, 2019.

BOND ORDINANCE OF THE CITY OF LONG BEACH, NEW YORK, ADOPTED AUGUST 20, 2019, AUTHORIZING FINANCING FOR IMPROVEMENTS TO THER PARK PLACE WATER TREATMENT PLANT, STATING THE ESTIMATED TOTAL COST THEREOF IS \$800,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE AND AUTHORIZING THE ISSUANCE OF \$800,000 BONDS TO FINANCE SAID APPROPRIATION AND THE EXPENDITURE OF CITY WATER RATE CHARGES AND UP TO \$800,000 GRANT FUNDS EXPECTED TO BE RECEIVED FROM THE STATE OF NEW YORK TO BE EXPENDED TOWARDS THE COST OF SAID OBJECT OR PURPOSE OR REDEMPTION OF THE CITY’S OBLIGATIONS ISSUED THEREFOR, OR TO BE BUDGETED AS AN OFFSET TO TAXES FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID BONDS.

Object or purpose: to finance the cost of improvements to the Park Place Water Treatment Plant, including retractable fabric covering for the water treatment tanks, all as more particularly described in Section 4.1 of the engineering report dated July 30, 2019 and prepared by H2M Associates, Inc., Melville, New York.

Period of probable usefulness: forty (40) years

Amount of obligations to be issued: \$800,000

A complete copy of the Bond Ordinance summarized above and the referenced engineering report shall be available for public inspection during normal business hours at the office of the City Clerk, in Long Beach, New York 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 September 3, 2019 at 7:00 p.m.

2. A “Bond Ordinance Authorizing Financing for Replacement of the City’s Elevated Water Storage Tank, Stating the Estimated Total Cost Thereof is \$9,240,540, Appropriating \$9,000,000 for Such Purpose and Authorizing the Issuance of \$9,000,000 Bonds to Finance Said Appropriation of \$240,540 to be Appropriated in the Future, and the Expenditure of City Water Rate Charges and up to \$3,000,000 Grant Funds Expected to be Received from the State of New York to be Expended Towards the Cost of Said Object or Purpose or Redemption of the City’s Obligations Issued Therefor, or to be Budgeted as an Offset to Taxes for the Payment of the Principal of and Interest on Said Bonds” was tabled until September 3, 2019.

BOND ORDINANCE OF THE CITY OF LONG BEACH, NEW YORK, ADOPTED AUGUST 20, 2019, AUTHORIZING FINANCING FOR REPLACEMENT OF THE CITY’S ELEVATED WATER STORAGE TANK, STATING THE ESTIMATED TOTAL COST THEREOF IS \$9,240,540, APPROPRIATING \$9,000,000 FOR SUCH PURPOSE AND AUTHORIZING THE ISSUANCE OF \$9,000,000 BONDS TO

FINANCE SAID APPROPRIATION, APPLICATION OF \$240,540 TO BE APPROPRIATED IN THE FUTURE, AND THE EXPENDITURE OF CITY WATER RATE CHARGES AND UP TO \$3,000,000 GRANT FUNDS EXPECTED TO BE RECEIVED FROM THE STATE OF NEW YORK TO BE EXPENDED TOWARDS THE COST OF SAID OBJECT OR PURPOSE OR REDEMPTION OF THE CITY'S OBLIGATIONS ISSUED THEREFOR, OR TO BE BUDGETED AS AN OFFSET TO TAXES FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID BONDS.

Object or purpose: to finance the cost of replacement of the City's elevated water storage tank, all as more particularly described in the engineering report dated August 2019 and prepared by D&B Engineers and Architects, P.C., Woodbury, New York.

Period of probable usefulness: forty (40) years

Amount of obligations to be issued: \$9,000,000

A complete copy of the Bond Ordinance summarized above and the referenced engineering report shall be available for public inspection during normal business hours at the office of the City Clerk, in Long Beach, New York 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 September 3, 2019 at 7:00 p.m.

3. Resolution Declaring the City of Long Beach Lead Agency for Certain FEMA HMP Building Projects, Declaring Said Projects to Constitute Unlisted Actions, and Adopting Negative Declarations

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

Adopted Unanimously

4. A "Bond Ordinance Authorizing Financing for Various Capital Projects In and For the City of Long Beach, Nassau County, New York, Stating the Estimated Total Cost Thereof is \$15,336,841, Appropriating Said Amount Therefor, Including the Expenditure of \$6,826,441 Expected to be Received in State or Federal Aid, Authorizing the Issuance of Not to Exceed \$15,336,841 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 Toward 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 tabled until September 3, 2019.

"BOND ORDINANCE DATED SEPTEMBER 3, 2019.

AN ORDINANCE AUTHORIZING FINANCING FOR VARIOUS CAPITAL PROJECTS IN AND FOR THE CITY OF LONG BEACH, NASSAU COUNTY, NEW YORK, STATING THE ESTIMATED TOTAL COST THEREOF IS \$20,510,441, APPROPRIATING SAID AMOUNT THEREFOR, INCLUDING THE EXPENDITURE OF \$12,000,041 EXPECTED TO BE RECEIVED IN STATE OR FEDERAL AID, AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$20,510,441 BONDS OF SAID CITY TO FINANCE SAID APPROPRIATION; AND FURHTER AUTHORIZING ANY AMOUNTS RECEIVED FROM THE UNITED STATES OF AMERICA AND/OR THE STATE OF NEW YORK TO BE EXPENDED TOWARD 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”

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

Section 1. The City of Long Beach, Nassau County, New York (herein called the “City”), is hereby authorized to finance the costs of construction, acquisition or undertaking of the various capital projects as described in column B of Schedule I attached hereto and hereby made a part hereof, at the estimated maximum costs indicated in column C of such Schedule I. The total estimated cost of such projects, including preliminary costs and costs incidental thereto and to the financing thereof, is \$20,510,441 and said amount is hereby appropriated therefor. The plan of financing includes the expenditure of \$12,000,041 in State and Federal aid and/or revenues from special assessments on applicable homeowners expected to be received in the amounts indicated in column D of such Schedule I, the issuance of not to exceed \$20,510,441 bonds of the City to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable. Any amounts received by the City from the United States of America and/or the State of New York and/or revenues from special assessments on applicable homeowners are hereby authorized to be expended toward the cost of the applicable specific objects or purposes, classes of objects or purposes or combinations of objects or purposes or the redemption of any notes and bonds issued therefor or to be budgeted as an offset to the taxes for the repayment of the principal of and interest on said notes and bonds.

Section 2. Bonds of the City in the aggregate principal amount of not to exceed \$20,510,441 are hereby authorized to be issued in the respective principal amounts indicated in Column C of such Schedule I for each of the respective objects or purposes indicated in Column B of such Schedule I, pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called “Law”), to finance the appropriation referred to herein.

Section 3. The respective periods of probable usefulness of the specific objects or purposes, classes of objects or purposes and combinations as referenced in column H of the attached Schedule I, for which said bonds are authorized are to be issued, within the limitations of §11.00 a. of the Law, are set forth in columns F and G of the attached Schedule I.

Section 4. The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the City for expenditures made after the effective date of this ordinance for the purpose or purposes for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 5. Each of the bonds authorized by this ordinance and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the City, payable as to both principal and interest by general tax upon all the taxable real property within the City. The faith and credit of the City are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the City by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 6. Subject to the provisions of this ordinance and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00

and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the City Council relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and relative to executing agreements for credit enhancement, are hereby delegated to the City Comptroller, the chief fiscal officer of the City.

Section 7. The validity of the bonds authorized by this ordinance, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the City is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such ordinance or a summary hereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication,
- (c) or such obligations are authorized in violation of the provisions of the constitution.

Section 8. This Bond Ordinance shall take effect immediately, and the City Clerk is hereby authorized and directed to publish the foregoing ordinance, in summary, together with a notice in substantially the form prescribed by §81.00 of the Law in the official newspaper of said City for such publication.

SCHEDULE I

Authorization				Funding				
GENERAL FUND								
Roads	Roadway Reconstruction - Various(Designed)	400,000.00\$	-\$	Reconstruction	15	Par. 20	C	Type II
Roads	Road Overlays	200,000.00\$	200,000.00\$	Reconstruction	15	Par. 20	C	Type II
Roads	Curb/Sidewalk Rehabilitation - City Wide	150,000.00\$	-\$	Reconstruction	10	Par. 24	C	Type II
Roads	Edwards Avenue	2,063,000.00\$	1,063,000.00\$	Design/Reconstruction	15	Par. 20	S	Type II
Roads	Streetscaping	33,000.00\$	-\$	Design/Reconstruction	10	Par. 90	COMBO	Type II
Total - Roads and Drainage			2,846,000.00\$					
Shoreline	Various Public Bulkhead Replacement	1,500,000.00\$		Design/Reconstruction	30	Par. 94	COMBO	Type II
Shoreline	Sand Screening for Boardwalk Dune	265,000.00\$	100,000.00\$	Equipment	5	Par. 35	S	Type II
Total - Shoreline			1,765,000.00\$					
Transportation	Transit Support Vehicles (2)	47,500.00\$	42,750.00\$	Equipment	3	Par. 77	C	Type II
Transportation	Security Cameras at Garage & Station	35,000.00\$	31,500.00\$	Equipment	5	Par. 32	C	Type II
Transportation	Bus Replacement (2)	50,000.00\$	45,000.00\$	Motor Vehicle	5	Par. 29	C	Type II
Transportation	Paratransit Bus Replacement (3)	210,000.00\$	189,000.00\$	Equipment	5	Par. 89	COMBO	Type II
Transportation	Bus Shelters	275,000.00\$	247,500.00\$	Equipment	5	Par. 32	C	Type II
Transportation	Bus Stop Lighting	10,000.00\$	9,000.00\$	Equipment	5	Par. 32	C	Type II
Total - Transportation			627,500.00\$					
Public Safety	Fire Department - Automatic Defibrillators	12,000.00\$	-\$	Equipment	5	Par. 32	C	Type II
Public Safety	Fire Department - Portable Radio's	40,000.00\$	-\$	Equipment	5	Par. 32	C	Type II
Public Safety	Fire Department - Replacement SCBA's	165,000.00\$	-\$	Equipment	5	Par. 32	C	Type II
Public Safety	Police - Upgrade Dispatch Center & Prison Cells	40,000.00\$	-\$	Reconstruction	15	Par. 12(a)2	S	Type II
Public Safety	Police Department - Vehicles (2)	135,000.00\$	-\$	Vehicles	3	Par. 77	C	Type II
Public Safety	Police Department - Signage Material	15,000.00\$	-\$	Equipment	5	Par. 32	C	Type II
Public Safety	Police Department - Equipment (Various)	20,000.00\$	-\$	Equipment	5	Par. 32	C	Type II
Public Safety	Police Department - ESLAG Vehicle LPR Unit	18,150.00\$	-\$	Vehicles	3	Par. 77	C	Type II
Public Safety	Impact RMS - Mobile Ticketing Intergration/Scanners	92,000.00\$	-\$	Equipment	5	Par. 32	C	Type II
Total - Public Safety			537,150.00\$					
Buildings	City Hall - New Elevators	100,000.00\$	100,000.00\$	Reconstruction	15	Par. 12(a)2	S	Type II
Buildings	City Hall - Various Improvements	125,000.00\$	-\$	Design/Reconstruction	15	Par. 12(a)2	S	Type II
Buildings	Establishment of Office of Emergency Mgmt	184,973.00\$	184,973.00\$	Reconstruction/Equipment	15	Par. 12(a)2	S	Type II
Buildings	Recreation - Various Improvements	50,000.00\$	-\$	Design/Reconstruction	15	Par. 12(a)2	S	Type II
Buildings	Magnolia Senior Center Improvements	70,000.00\$	-\$	Design/Reconstruction	15	Par. 12(a)2	S	Type II
Buildings	West End Firehouse Bathroom Renovation	92,000.00\$	-\$	Design/Reconstruction	15	Par. 12(a)2	S	Type II
Buildings	Reconstruction of Beach Comfort Stations & LG HQ	1,150,000.00\$		Design/Reconstruction	15	Par. 19(c)	C	Type II
Buildings	FEMA HMP Buildings Projects	3,948,718.00\$	3,948,718.00\$	Design/Reconstruction	15	Par. 12(a)2	C	UNLISTED/Type II
Total - Buildings			5,720,691.00\$					

Grounds	Tree Inventory	25,000.00\$	25,000.00\$	Study	5	Par. 62(2nd)	S	Type II
Grounds	Fencing - Various	30,000.00\$	-\$	Construction	5	Par. 35	C	Type II
Total - Grounds			55,000.00\$			25,000.00\$		
Parks	Roller Rink - New Scoreboard/Netting	24,000.00\$	-\$	Equipment	5	Par. 35	S	Type II
Total - Parks			24,000.00\$			-\$		
Equipment	Recreation - New Tractor and Mower	11,500.00\$	-\$	Equipment	5	Par. 32	S	Type II
Equipment	Machinery/Equipment - DPW- Heavy Duty	175,000.00\$	-\$	Equipment	15	Par. 28	C	Type II
Total Equipment			186,500.00\$			-\$		
Various	Consulting Services for Design	90,000.00\$	-\$	Design	5	Par. 62(2nd)	S	Type II
Various	Sandy Recovery Services	20,000.00\$	-\$	Design	5	Par. 62(2nd)	S	Type II
Total - Various			110,000.00\$			-\$		
Technology	City Wide Cameras	40,000.00\$	-\$	Equipment	5	Par. 32	C	Type II
Technology	Radio System Upgrade	20,000.00\$	-\$	Equipment	5	Par. 32	C	Type II
Technology	Assessment Software Upgrade	50,000.00\$	-\$	Equipment/Consultant	5	Par. 35	C	Type II
Technology	Copier & Printer Replacements	10,000.00\$	-\$	Equipment	5	Par. 32	C	Type II
Technology	Computer Replacements	20,000.00\$	-\$	Equipment	5	Par. 32	C	Type II
Technology	Server Room Racks/UPS/AC	65,000.00\$	-\$	Equipment	5	Par. 32	C	Type II
Technology	Fire Department Server	20,000.00\$	-\$	Equipment	5	Par. 32	S	Type II
Total - Technology			225,000.00\$			-\$		
Total General Funds F & G FUNDS			12,096,841.00\$			6,186,441.00\$		
Sewer	WWTP - Misc. Bldg Repairs	430,000.00\$	-\$	Reconstruction	15	Par. 12(a)(2)	S	Type II
Sewer	Replace Sludge Removal Pump	20,000.00\$	-\$	Equipment	30	Par. 4	S	Type II
Sewer	WWTP - Pump Replacement	130,000.00\$	-\$	Equipment	30	Par. 4	C	Type II
Sewer	Sewer Upgrades	200,000.00\$	-\$	Reconstruction	40	Par. 4	C	Type II
Sewer	Sewer Main Lining	100,000.00\$	-\$	Design/Reconstruction	40	Par. 4	S	Type II
Total - Sewer Fund			880,000.00\$			-\$		
Water	Elevated Tank Replacement	500,000.00\$	-\$	Design/Reconstruction	40	Par. 1	S	Type II
Water	Various Plant Improvements	50,000.00\$	-\$	Reconstruction	40	Par. 1	S	Type II
Water	System Upgrades - Various	800,000.00\$	-\$	Reconstruction	40	Par. 1	C	Type II
Water	Water Distribution - Equipment/Vehicles	70,000.00\$	-\$	Equipment	5	Par. 89	COMBO	Type II
Water	Hydrant & Water Service Replacement	300,000.00\$	-\$	Reconstruction	15	Par. 1	C	Type II
Water	Water Purification Plant HMP	640,000.00\$	640,000.00\$	Design/reconstruction	40	Par. 1	S	Type II
Total - Water Fund			2,360,000.00\$			640,000.00\$		
Total - All Funds			15,336,841.00\$			6,826,441.00\$		

A Public Hearing will be held at City Hall, 1 West Chester Street, Long Beach, New York, on September 3, 2019 at 7:00 p.m.

5. Resolution Authorizing the City Manager to Apply for and Accept, if Awarded, a New York State Environmental Facilities Corporation Water Infrastructure Improvement Act Grant for the Construction of Covers for the Open Air Treatment Basins at the Long Beach Water Treatment Plant Project for the Maximum Total Cost of \$800,000

The construction of covers for the Open Air Treatment Basins at the Long Beach Water Treatment Plant Project is hereby approved at the maximum total cost of \$800,000. The City Manager is authorized to apply for and accept if awarded, the New York State Environmental Facilities Corporation New York State Water Infrastructure Improvement Act Grant for the Construction of Covers for the Open Air Treatment Basins at the Long Beach Water Treatment Plant Project in an amount not to exceed \$800,000. The City Manager is also authorized to execute all necessary Agreements, certifications or reimbursement requests on behalf of the City of Long Beach and to execute all such further contracts and documentation and take such further actions as may be appropriate and necessary to accept such grant and administer the program funded thereby. The sum of \$800,000 is hereby appropriated from a 2019 bond authorization.

Adopted Unanimously

6. Resolution Authorizing the City Manager to Apply for and Accept, if Awarded, a New York State Environmental Facilities Corporation Water Infrastructure Improvement Act Grant for the 1.25 Million Gallon Elevated Water Storage Tank Project for the Maximum Cost of \$9,240,540

The 1.25 Million Gallon Elevated Water Storage Tank Project is hereby approved at the maximum total cost of \$9,240,540. The City Manager is authorized to apply for and accept if awarded, the New York State Environmental Facilities Corporation New York State Water Infrastructure Improvement Act Grant for the 1.25 Million Gallon Elevated Water Storage Tank Project in an amount not to exceed \$9,240,540. The City Manager is also authorized to execute all necessary Agreements, certifications or reimbursement requests on

behalf of the City of Long Beach and to execute all such further contracts and documentation and take such further actions as may be appropriate and necessary to accept such grant and administer the program funded thereby. The sum of \$9,240,540 is hereby appropriated from a 2019 bond authorization.

Adopted Unanimously

7. A “Resolution Authorizing the Acting City Manager to Enter into a Contract for the Complete Reconstruction of the 200 Block of East Fulton Street (between Monroe Blvd. and Long Beach Road) with the Lowest Responsible Bidder and to Transfer Funds” was tabled.

8. Resolution Authorizing the Acting City Manager to Amend the Agreement for the Removal and Replacement of the Police and Fire Department Split Air Conditioning and Heating System.

The Acting City Manager is authorized to amend the agreement with Hi-Tech Air Conditioning Service, Inc., West Babylon, New York for the above additional work, at an additional cost of \$30,371, requiring an additional \$10,371.00.

Adopted Unanimously

9. Resolution Authorizing the Acting City Manager to Enter into an Agreement for Design/Engineering Services for Secondary Digester Cover Replacement at the City’s Wastewater Treatment Plant.

The Acting City Manager is authorized to enter into a contract with CDM Smith, Woodbury, New York for design/engineering services to prepare plans, specifications and contract documents, as well as provide construction administration and inspection services for the replacement of the existing digester cover at the City’s Wastewater Treatment Plant, at a cost of \$96,760.00.

Adopted Unanimously

10. Resolution Authorizing Publication of a Notice of Public Hearing of an Application to Waive the Off-Street Parking Requirements for Premises: 278 West Park Avenue (street floor), Long Beach, New York.
Re: Protein Shake, Juice Bar and Supplement Store

A Public Hearing will be held at City Hall, 1 West Chester Street, Long Beach, New York, on September 3, 2019 at 7:00 p.m.

Adopted Unanimously

11. Resolution Authorizing Publication of a Notice of Public Hearing of an Application to Waive the Off-Street Parking Requirements for Premises: 880 West Beech Street (street floor), Long Beach, New York.
Re: Wellness Center and CBD Related Products Store

A Public Hearing will be held at City Hall, 1 West Chester Street, Long Beach, New York, on September 3, 2019 at 7:00 p.m.

Adopted Unanimously

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

Dated: August 21, 2019

David W Fraser
City Clerk