

**CALENDAR**  
**for**  
**REGULAR MEETING OF THE COUNCIL**  
**of the**  
**CITY OF LONG BEACH**  
**held**  
**DECEMBER 17, 2019**

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1. Resolution Authorizing the Acting City Manager to Enter into an Inter-Municipal Agreement for the Transport and Disposal of Municipal Solid Waste.
2. Resolution Authorizing Approval of Mediator Arthur Riegel's Recommendation.
3. Resolution Authorizing Settlement of a Certiorari Proceeding.
4. Resolution Authorizing the Acting City Manager to Issue a Letter of Support.
5. Resolution Authorizing Payment for the City's Life and Accidental Dismemberment Insurance Program.
6. Resolution Authorizing Certain Exempt Employees to Carry Over More Than Fifty Vacation Days into the Succeeding Calendar Year.
7. Resolution Authorizing the Acting City Manager to Purchase a Post Clock from the Sole Responsible Bidder and to Accept a Donation for that Purchase.
8. Resolution Authorizing the Acting City Manager to Purchase a Valve Insertion System from the Sole Responsible Bidder.
9. Resolution Authorizing the Acting City Manager to Accept and Execute Two Grants on Behalf of the City of Long Beach from the New York State Energy Research and Development Authority and the Department of State.
10. Resolution to Schedule a Special Meeting of the City Council on Wednesday, January 1, 2020 at 12:00 O'clock Noon.

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The City Clerk shall present to the City Council Two Reports of Examination performed by the Office of the State Comptroller, within ten days after the filing of said report.

December 17, 2019

Item No. 1  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Authorizing the Acting City Manager to Enter into  
an Inter-Municipal Agreement for the Transport and Disposal  
of Municipal Solid Waste.

WHEREAS, a proposal was received in the Office of the Commissioner of Public Works from Sanitary District No. 1, Town of Hempstead, Bay Boulevard, Lawrence, New York 11559, for an Inter-Municipal Agreement for the transport and disposal of municipal solid waste, in accordance with plans and specifications on file in the Department of Public Works; and

WHEREAS, the City desires to enter into said Inter-Municipal Agreement with Sanitary District No. 1, Town of Hempstead whereby City solid waste, bulk materials, construction and demolition debris and recyclable materials will be brought to the transfer station located at 2 Bay Boulevard, Lawrence, New York 11559, for a period of five years, commencing January 1, 2020, at a cost of \$85.00 per ton for the first year, with 2% annual increases through December 31, 2024;

NOW, THEREFORE, be it

RESOLVED, that the proposed Inter-Municipal Agreement constitutes an unlisted action under SEQRSA, and it is hereby determined that the proposed Inter-Municipal Agreement will not have a significant effect on the environment and issues a negative declaration; and be it further

RESOLVED, by the City Council of the City of Long Beach, New York that the Acting City Manager be and he hereby is authorized to enter into an Inter-Municipal Agreement with the Sanitary District No. 1, Town of Hempstead, Bay Boulevard, Lawrence, New York 11559 for the transport and disposal of the City's solid waste, bulk materials, construction and demolition debris and recyclable materials at a cost of \$85.00 per ton for a period of five years, commencing January 1, 2020, at a cost of \$85.00 per ton for the first year, with 2% annual increases through December 31, 2024. Funds are available in Account No. A8160.54459 (Sanitation-Waste and Rubbish Removal).

December 17, 2019

Item No.2  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Authorizing Approval of Mediator Arthur Riegel's  
Recommendation.

WHEREAS, a prior Interest Arbitration Award covering the City of Long Beach and the Patrolmen's Benevolent Association of the City of Long Beach, Inc. (PBA) covered the period of July 1, 2008 to June 30, 2015; and

WHEREAS, following the expiration of the Interest Arbitration Award, the City and the PBA engaged in unsuccessful negotiations to reach a successor agreement and mutually declared that an impasse existed; and

WHEREAS, pursuant to New York State Civil Service Law, Arbitrator Arthur Riegel was selected as the Impartial Chairman Arbitrator of the duly constituted Public Arbitration Panel to hear, decide and determine matters in dispute; and

WHEREAS, the authority of the Public Arbitration Panel is to decide and determine the matters in dispute from the date of the expired Award, June 30, 2015, pursuant to New York State Civil Service Law §209[4][c][vi]; and

WHEREAS, all the parties issues were fully submitted to the Public Arbitration Panel; and

WHEREAS, during the deliberations of the Panel, Arbitrator Riegel mediated the dispute in an effort to accomplish a settlement between the parties to cover terms and conditions of employment from July 1, 2015 forward; and

WHEREAS, Mediator Riegel made a recommendation to the parties to resolve the dispute covering the period of July 1, 2015 through June 30, 2027; and

WHEREAS, the designated arbitrators for both the PBA and the City agreed to recommend the Mediator's proposal to the PBA membership and the Acting City Manager and the City Council; and

WHEREAS, the PBA has scheduled a vote to accept and ratify the recommendation prior to the adoption of this resolution; and

WHEREAS, the City's arbitrator and the Acting City Manager have accepted and recommend the Mediator's Proposal;

December 17, 2019

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Item No.2  
Resolution No.

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the Acting City Manager be and he hereby is authorized to enter into an Agreement between the City of Long Beach and the Patrolmen's Benevolent Association of the City of Long Beach, Inc., pursuant to the terms of Mediator Riegel's recommendation, for the period of July 1, 2015 through June 30, 2027.

December 17, 2019

Item No.3  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Authorizing Settlement of a Certiorari Proceeding.

WHEREAS, 522 Shore Road Owners Inc., represented by Certilman Balin Adler & Hyman, LLP, 90 Merrick Avenue, East Meadow, New York 11554, has commenced an action in the Supreme Court, Nassau County against the City of Long Beach to compel a reduction in the assessed valuation of the property known as Section 59, Block 175, Lots 56-60 and Section 59, Block 176, Lots 5-18, 21-24, 119, 120 & 220 on the Land and Tax Map of the County of Nassau, and also known as 522 Shore Road (and the parking lot), Long Beach, New York for the fiscal years of 2017/18 through 2019/20; and

WHEREAS, the Tax Assessor of the City of Long Beach has reviewed petitioner's legal papers, the income and expenses for the subject property and after extensive negotiation has agreed to settle the certiorari proceedings for a lump sum payment of \$35,000 covering the fiscal years 2017/18 through 2019/20 and a reduction of the assessed valuation from \$970,000 to \$892,500 on condition that no grievance and/or petition be filed for the tax years 2020/21, 2021/22 and 2022/23 subject to the conditions of the stipulation; and

WHEREAS, the Board of Assessors of the City of Long Beach has determined that the above settlement, without further litigation, is in the best interests of the City of Long Beach;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the Acting Corporation Counsel be and he hereby is authorized and directed to enter into a stipulation with 522 Shore Road Owners Inc. settling the certiorari proceedings covering fiscal years 2017/18 through 2019/20 for a lump sum payment of \$35,000 and a reduction of the assessed valuation from \$970,000 to \$892,500 on condition that no grievance and/or petition be filed for the tax years 2020/21, 2021/22 and 2022/23 subject to the conditions of the stipulation. Funds for these settlements are available in Account No. A1930.54403 (Tax Certiorari-Judgments and Claims).

December 17, 2019

Item No.4  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Authorizing the Acting City Manager  
to Issue a Letter of Support.

WHEREAS, Temple Beth El, located at 270 Lindell Boulevard and 570 West Walnut Street, failed to submit their renewal application for an exemption from real property taxes pursuant to Section 420-a of the Real Property Tax Law for the 2019/2020 assessment roll; and

WHEREAS, Temple Beth El has been issued tax bills for 2019/2020 in the amount of \$24,959.89; and

WHEREAS, Temple Beth El is a religious organization and would therefore be entitled to an exemption if the application had been filed in a timely manner; and

WHEREAS, there exists a mechanism whereby the Temple can retroactively file an exemption by making a request to the State Legislature, which they did to the Office of State Senator Kaminsky and Assemblyperson Miller; and

WHEREAS, the State Legislature will not move forward with this request without the support of the City; and

WHEREAS, the Tax Assessor requires the approval of the City Council to accept a retroactive application; and

WHEREAS, it is the desire of the City Council that the Acting City Manager issue a letter of support to the New York State Legislature in support of granting a retroactive tax exemption to Temple Beth El, for the 2019/2020 assessment roll;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the Acting City Manager be and he hereby is authorized to issue a letter of support to the New York State Legislature in support of the granting of a retroactive tax exemption application for Temple Beth El, 270 Lindell Boulevard, Section 59, Block 25, Lot 1 and 570 West Walnut Street, Section 59, Block 25, Lot 11, for the 2019/2020 assessment roll.

December 17, 2019

Item No. 5  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Authorizing Payment for the City's Life and  
Accidental Dismemberment Insurance Program.

WHEREAS, pursuant to agreements between the City of Long Beach and its bargaining units, the City provides all active and retired employees with life insurance and police active and retired employees with accidental death and dismemberment insurance; and

WHEREAS, the premium with the City's current insurance provider, The Standard Life Insurance Company of New York, was set to increase starting January 1, 2020, therefore prompting the City to reach out to our insurance broker, Arthur J. Gallagher Risk Management Services, to go to market on behalf of the City; and

WHEREAS, The Hartford Life and Accident Insurance Company, One Hartford Plaza, Hartford, Connecticut 06155, submitted a proposal that best meets the needs of the City, providing all active and retired employees with life insurance and police active and retired employees with accidental death and dismemberment insurance, at a monthly premium of approximately \$9,737.45, as said amount is calculated according to up-to-date census numbers and is subject to changes;

NOW, THEREFORE, be it

BE IT RESOLVED, by the City Council of the City of Long Beach, New York that the Acting City Manager be and he hereby is authorized make payment to and execute all documentation on behalf of the City of Long Beach with The Hartford Life and Accident Insurance Company, One Hartford Plaza, Hartford, Connecticut 06155, to provide the required Life and Accidental Death and Dismemberment Insurance Program for the City's employees and retirees, for the period of January 1, 2020 to December 31, 2020, at a cost of approximately \$9,737.45, (said amount is calculated according to up-to-date census numbers, and is subject to changes). Funds are available in Account No. A9045.58045 (Life Insurance), Account No. G9045.58045 (Life Insurance) and Account No. F9045.58045 (Life Insurance).

December 17, 2019

Item No. 6  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Authorizing Certain Exempt Employees to Carry  
Over More Than Fifty Vacation Days into the Succeeding  
Calendar Year.

WHEREAS, Section 19-19 of the City of Long Beach Code of Ordinances confers certain benefits to full time employees not covered by collective bargaining agreements (hereinafter “exempt employees”) and establishes uniform benefit provisions to full-time City of Long Beach employees; and

WHEREAS, Section 19-19(I) of the City of Long Beach Code of Ordinances provides that “Exempt employees shall be entitled to the same vacations available to civil service employees pursuant to the collective bargaining agreement then in effect. However, no exempt employee shall accrue or carry into the succeeding year more than fifty vacation days unless for good cause shown, the city council shall authorize such increased accrual.”; and

WHEREAS, due to their commitment to their jobs and extensive responsibilities, a number of exempt employees have exceeded the fifty day cap established by Section 19-19(I) of the City of Long Beach Code of Ordinances and, absent authorization from the City Council, will forfeit their vacation time;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York, that Patricia Bourne, Joseph Febrizio, Scott Kemins, Michael Tangney, and Johanna Mathieson are authorized to carry over their vacation time in excess of fifty days into the succeeding calendar year; and any days in excess of fifty days shall be utilized by the employee or forfeited within one year of this resolution; and in no event shall any accrued vacation time in excess of fifty days have any cash value or be payable upon separation of the employee.



December 17, 2019

Item No.7  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Authorizing the Acting City Manager to  
Purchase a Post Clock from the Sole Responsible Bidder  
and to Accept a Donation for that Purchase.

WHEREAS, after due advertisement therefore, one bid was received in the Office of the City Purchasing Agent on Thursday, December 12, 2019 at 11:00 a.m. for the purchase of a Post Clock to be placed in front of the Long Island Rail Road Station at West Park Avenue; and

WHEREAS, The Verdin Company, 1118 Pendelton Street, Cincinnati, Ohio 45202 was the sole responsible bidder for the furnishing of a Model 4M/ST Post Clock, which is manufactured by The Verdin Company, at a cost of \$25,892.00; and

WHEREAS, it is the desire of the Honorable Harvey Weisenberg, former New York State Assemblyman and past Long Beach PBA President, to make a donation to the City of Long Beach to pay for the purchase of the Post Clock; and

WHEREAS, the City of Long Beach is a Municipal Corporation and pursuant to Section 3 of the Charter of the City of Long Beach, the City may take by gift, grant, bequest and devise said financial donations;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the City Manager be and he hereby is authorized to purchase a Post Clock from The Verdin Company, 444 Reading Road, Cincinnati, Ohio 45202 at a cost of \$25,892.00 and to accept a donation from the Honorable Harvey Weisenberg, to pay for the purchase of the post clock. Said donation will be available in Account No. A0027.42711 (Post Clock Donation).

December 17, 2019

Item No.8  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Authorizing the Acting City Manager to Purchase  
a Valve Insertion System from the Sole Responsible Bidder.

WHEREAS, the City's Water Transmission Department is in need of a new valve  
insertion system, as the one we currently own no longer functions properly; and

WHEREAS, a valve insertion system allows for the insertion of a valve into a live  
or active water main which isolates the flow of water, allowing for the City's Water  
Transmission Department to make repairs when necessary; and

WHEREAS, Hydra-Stop, 144 Tower Drive, Burr Ridge, Illinois 60527 is the sole  
responsible bidder for the system, consisting of a tapping machine unit/OS&Y/250 PSI; 4-12  
Hyd motor restraint assembly; 4-12 installation equipment tool kit; 4-8 IV base equipment unit/  
250 PSI; 10-12 IV add-on equipment; and a Hyd power pack unit 13, 9 GPM, MR@1800 PSI  
with hoses and quick connects, at a cost of \$55,945.00;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the  
Acting City Manager be and is authorized to purchase a Valve Insertion System from Hydra-  
Stop, 144 Tower Drive, Burr Ridge, Illinois 60527 at a cost of \$55,945.00. Funds will be  
available in Account No. H2020.53065 (Water Dist.-Equipment Vehicles).

December 17, 2019

Item No. 9  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Authorizing the Acting City Manager to Accept and Execute  
Two Grants on Behalf of the City of Long Beach from the New York State  
Energy Research and Development Authority and the Department of State.

WHEREAS, the City of Long Beach has been notified of the approval of a grant  
in the amount of \$99,975.00 (Contract #120380) to be administered by the New York State  
Energy Research and Development Authority/Clean Energy Communities Program  
(NYSERDA); and

WHEREAS, the City of Long Beach has been notified of the approval of a grant  
in the amount of \$250,000.00 (Resolution #2019-03 of the Financial Restructuring Board for  
Local Governments) to be administered by the Department of State to pursue advancements in  
energy efficiency by upgrading existing lighting infrastructure to high-efficiency LEDs; and

WHEREAS, approximately \$48,600 of the NYSERDA Grant and the full amount  
of the \$250,000 Department of State Grant shall be used for the replacement of approximately  
739 streetlights throughout the City, upgrading existing induction lights to LED lights, resulting  
in a total estimated energy savings of \$51,000 a year for our streetlight electricity consumption;  
and

WHEREAS, the balance of the grant from NYSERDA will be geared toward a  
future clean energy project that meets their eligibility requirements; and

WHEREAS, Welsbach Electric Corp., L.I., 300 Newtown Road, Plainview, New  
York 11803 will be performing the actual work required to upgrade the lights; and

WHEREAS, the total projected cost is estimated at approximately \$297,581.43  
and paid for by both grants, at no cost to the City;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York, that the  
Acting City Manager be and he hereby is authorized to accept and execute a grant for \$99,975.00  
with the New York State Energy Research and Development Authority/Clean Energy  
Communities Program (Contract #20380) and a grant for \$250,000.00 with the Department of  
State (Resolution #2019-03 of the Financial Restructuring Board for Local Governments) to be  
used for the replacement of approximately 739 streetlights throughout the City, upgrading  
existing induction lights to LED lights, at no cost to the City. Grant funds will be available in  
Account No. A0030.43903 (State Aid Street Light Upgrade).

December 17, 2019

Item No. 10  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution to Schedule a Special Meeting of the City Council  
on Wednesday, January 1, 2020 at 12:00 O'clock Noon.

WHEREAS, pursuant to Section 72 of the Charter of the City of Long Beach, the City Council desires to hold a Special Meeting on Wednesday, January 1, 2020 at 12:00 o'clock noon, at which time a Temporary President and a President of the City Council will be elected;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that a Special Meeting of the City Council shall be and the same is hereby scheduled for Wednesday, January 1, 2020 at 12:00 o'clock noon, to be held in the auditorium on the sixth floor of City Hall.