

CALENDAR

for

SPECIAL MEETING OF THE COUNCIL

of the

CITY OF LONG BEACH

held

MONDAY, JULY 13, 2020

1. A Resolution Requesting The Legislature Of The State Of New York To Enact And The Governor To Approve An Act To Authorize The County Of Nassau To Discontinue Use Of Certain Lands As Parkland Located In The County's Bay Park And To Authorize The City Of Long Beach To Convey To The County Of Nassau An Easement Through Land Located In The City's Veteran's Memorial Park.
2. A Resolution Authorizing The City Manager To Pay Administrative Costs Under The Emergency Tenant Protection Act, Authorizing The Passing On Of Administrative Costs To The Owners Of The Buildings Included Under Such Act, And Directing The City Comptroller To Make Billing Therefore.
3. A Resolution Authorizing An Agreement And Release.
4. A Resolution Approving Commencement of Litigation

July 13, 2020

Item No. 1
Resolution No.

The following Resolution was moved by
and seconded by :

A Resolution Requesting The Legislature Of The State Of New York To Enact And The Governor To Approve An Act To Authorize The County Of Nassau To Discontinue Use Of Certain Lands As Parkland Located In The County's Bay Park And To Authorize The City Of Long Beach To Convey To The County Of Nassau An Easement Through Land Located In The City's Veteran's Memorial Park.

WHEREAS, the City of Long Beach and the County of Nassau are parties to an Intermunicipal Agreement for the consolidation of sewer treatment resources and services ("IMA"); and

WHEREAS, certain construction work to the City of Long Beach's and County of Nassau's infrastructure is required in order to facilitate the consolidation of the resources and service contemplated by the IMA; and

WHEREAS, geographical location of the construction work for the IMA runs through the City of Long Beach's Veteran's Memorial Park; and

WHEREAS, the Honorable Laura Curran, County of Nassau Executive, submitted to the County of Nassau Legislature a written recommendation, dated July 9, 2020, pursuant to the provisions of the Governmental Law of Nassau County related to the IMA (the "Curran Recommendation"); and

WHEREAS, the Curran Recommendation refers to an emergency resolution declaring an emergency for immediate action upon a resolution requesting the Legislature of the State of New York to enact and the Governor to approve an act to authorize the County of Nassau to discontinue use of certain lands as parkland located in the County's Bay Park and to authorize the City of Long Beach to convey to the County of Nassau an easement through land located in the City's Veteran's Memorial Park; and

WHEREAS, the Council of the City of Long Beach also wishes to immediately request that the Legislature of the State of New York enact and the Governor approve an act to authorize the County of Nassau to discontinue use of certain lands as parkland located in the County's Bay Park and to authorize the City of Long Beach to convey to the County of Nassau an easement through land located in the City's Veteran's Memorial Park.

NOW, THEREFORE, be it

RESOLVED, that the City of Long Beach, pursuant to Section Two of Article IX of the Constitution of the State of New York, hereby requests the Legislature to enact and the Governor to approve the following bills:

July 13 2020

Item No. 1
Resolution No.

S. 8705

ENACTED: "AN ACT to authorize the County of Nassau to discontinue use of certain lands as parkland located in the County's Bay Park and to authorize the City of Long Beach to convey to the County of Nassau an easement through land located in the City's Veteran's Memorial Park."

July 13 2020

Item No. 2
Resolution No.

The following Resolution was moved by
and seconded by :

A Resolution Authorizing The City Manager To Pay Administrative Costs Under The Emergency Tenant Protection Act, Authorizing The Passing On Of Administrative Costs To The Owners Of The Buildings Included Under Such Act, And Directing The City Comptroller To Make Billing Therefore.

WHEREAS, the City of Long Beach, by Resolution No. 173/03, declared a housing emergency pursuant to the Emergency Tenant Protection Act of 1974, as amended, as to all multiple dwellings located within the City of Long Beach with 60 or more dwelling units; and

WHEREAS, Section 8 of the Emergency Tenant Protection Act of 1974, as amended, provided that each municipality must pay its proportionate share of the cost of administering the program and permits municipalities to pass on the cost of administration to the owners of housing accommodations subject to the provisions of the Emergency Tenant Protection Act of 1974, as amended; and

WHEREAS, it is estimated that the City's share of the cost of administration by the New York State Division of Housing and Community Renewal will be billed to the City at a rate of \$20.00 per unit, as follows:

Multiple Dwellings containing 60 or more units for the period
April 1, 2019 to March 31, 2020 on 434 units = \$8,680.00; and

WHEREAS, the same sum will be paid by the City upon certification by the Division of Housing and Community Renewal; and

WHEREAS, the City Manager and the City Comptroller have determined that the direct costs incurred by the City in the administration of the Emergency Tenant Protection Act amount to \$2.00 per unit, to be passed on to the respective owners of such housing accommodations, as follows:

434 units at \$2.00 per unit = \$868.00

WHEREAS, the City Comptroller has been directed by the aforesaid Resolution to pass on the cost of such administration to the respective owners of the subject housing accommodations;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York, as follows:

1. The aforesaid payment by the City of Long Beach to the New York State Division of Housing and Community Renewal in the sum of \$8,680.00 be and the same is hereby approved, confirmed and ratified in all respects, upon certification by the New York State Division of Housing and Community Renewal of the respective number of housing units subject to Section 8 of the Emergency Tenant Protection Act for the period of April 1, 2019 to March 31, 2020.

2. The direct cost incurred by the City of Long Beach in the administration of the Emergency Tenant Protection Act is hereby fixed at the sum of \$2.00 per unit, to be passed on to the respective owners of housing accommodations subject to said Act in proportion to the number of units in each multiple dwelling.

3. The City Comptroller is authorized and directed to charge the annual cost of administration to the owners of every building containing housing accommodations subject to such rent control in proportion to the number of dwelling units contained in such building, at a cost of \$22.00 per unit.

4. In the event that payments are not made by the respective owners within thirty (30) days after billing, interest shall be charged on the amount due at the rate of one and one-half percent (1½ %) each month, and the City Comptroller is authorized and directed to collect such interest.

July 13, 2020

Item No. 3
Resolution No.

The following Resolution was moved by
and seconded by :

A Resolution Authorizing An Agreement And Release

WHEREAS, the City Council wishes to authorize the City Manager to execute an Agreement and Release upon the terms and conditions set forth in the Agreement and Release on file in the Corporation Counsel's office; and

WHEREAS, after careful consideration of the proposed Agreement and Release, the City Council finds it in the best interests of the City to enter into the Agreement and Release.

NOW THEREFORE, BE IT

RESOLVED, by the City Council of the City of Long Beach, New York, that the City Manager be and hereby is authorized to execute the Agreement and Release on behalf of the City; and be it further

RESOLVED that the City Comptroller be and is hereby authorized and directed to make any payments in accordance with the terms set forth in the Agreement and Release.

July 13, 2020

Item No. 4
Resolution No.

The following Resolution was moved by
and seconded by :

A Resolution Approving Commencement of Litigation

WHEREAS, the City Council wishes to authorize special counsel, Ingerman Smith, LLP to commence legal action against a confidential former employee in the Supreme Court of New York, Nassau County; and

NOW THEREFORE, BE IT

RESOLVED, that the City Council authorizes special counsel, Ingerman Smith, LLP to commence legal action against a confidential former employee in the Supreme Court of New York, Nassau County.

NOTICE OF SPECIAL MEETING

TO THE HONORABLE MEMBERS OF THE CITY COUNCIL OF THE CITY OF LONG BEACH

NOTICE IS HEREBY GIVEN that a Special Meeting of the City Council of the City of Long Beach, New York, will be held in City Hall, 1 West Chester Street, Long Beach, New York, on Monday, July 13, 2020 at 7:00 p.m. for the purpose of acting on the following matter:

1. A Resolution Requesting The Legislature Of The State Of New York To Enact And The Governor To Approve An Act To Authorize The County Of Nassau To Discontinue Use Of Certain Lands As Parkland Located In The County's Bay Park And To Authorize The City Of Long Beach To Convey To The County Of Nassau An Easement Through Land Located In The City's Veteran's Memorial Park.
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4. A Resolution Approving the Commencement of Litigation

KAREN McINNIS
Vice President

Dated: July 10, 2020