

**CALENDAR**  
**for**  
**REGULAR MEETING OF THE COUNCIL**  
**of the**  
**CITY OF LONG BEACH**  
**held**  
**JULY 2, 2024**

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1. Resolution Authorizing the City Manager to Accept a Grant.
2. Resolution Authorizing the City Manager to Purchase Fire Department Software.
3. Resolution Authorizing the Corporation Counsel to Execute a Settlement Agreement and Release.
4. Resolution Authorizing the City Manager Two John Deere Gators Under a Sourcewell Contract and Authorizing Budget Amendment to the General Fund Budget.
5. Resolution Authorizing Publication for Hearing of an Ordinance to Amend the Code of Ordinances of the City of Long Beach Re: Ocean Beach Park.
6. Resolution Authorizing Publication for Hearing of an Ordinance to Amend the Code of Ordinances of the City of Long Beach Re: Personnel Code.
7. Resolution Authorizing Publication for Hearing of an Ordinance to Amend the Code of Ordinances of the City of Long Beach Re: Motor Vehicles and Traffic.
8. Resolution Authorizing Publication for Hearing of a Local Law Amending the Charter of the City of Long Beach Re: City Officers; Their General Powers and Duties.
9. Approval of Minutes of Prior Meeting of June 18, 2024.

July 2, 2024

Item No. 1  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Authorizing the City Manager  
to Accept a Grant.

WHEREAS, the City of Long Beach has been awarded a grant award of \$70,000.00 from Empire State Development, to fund the development of a parking study that focuses on parking needs in the West End, Park Avenue Central Business District, and East End; 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 accept said grant; and

WHEREAS, a local match of \$80,000.00 is required to receive the aforementioned grant award funds in the amount of \$70,000.00 via reimbursement, requiring the City to expend up to \$150,000.00 before full reimbursement is received;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York, that the City Manager be and is hereby authorized to accept the grant of \$70,000.00 from Empire State Development, to be used to fund the development of a parking study that focuses on parking needs in the West End, Park Avenue Central Business District, and East End; and be it further

RESOLVED, by the City Council of the City of Long Beach, New York, that the total amount of funds authorized to be expended for receipt of the grant award funds, in the total amount of \$150,000.00, will be available upon borrowing completed at a later date pursuant to Bond Ordinance #3090/24.

July 2, 2024

Item No. 2  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Authorizing the City Manager to Purchase  
Fire Department Software.

WHEREAS, the City Manager desires to purchase software for the City's Fire  
Department, for dispatching, paging, and other services; and

WHEREAS, the City desires to purchase software for the City's Fire Department,  
for dispatching, paging and other services, with specified options, at a cost of \$26,501.64 for a  
term of one year, from Island Tech Services, 980 S 2nd St, Ronkonkoma, NY 11779;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the  
City Manager be and is hereby authorized to purchase for dispatching, paging and other services,  
with specified options, from Island Tech Services, 980 S 2nd St, Ronkonkoma, NY 11779 at a  
cost of \$26,501.64 for a term of one year. Funds are available in Account No. A3140.54440 (Fire  
Department - Contracted Services) for fiscal year 2024-2025.

July 2, 2024

Item No. 3  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Authorizing the Corporation Counsel to Execute a  
Settlement Agreement and Release.

WHEREAS, on May 20, 2022, Louis Alfasi submitted an application for  
Performance of Duty Disability Retirement to the New York State Retirement System; and

WHEREAS, the Retirement System granted said application in a determination  
dated July 24, 2023; and

WHEREAS, on October 3, 2022, Louis Alfasi submitted an application for  
supplemental disability benefits to the City pursuant to General Municipal Law § 207-a (2); and

WHEREAS, Louis Alfasi and the City, and their respective counsel, after  
participating in extensive settlement negotiations, have determined that everyone's best interests  
are best served by resolution of said matter, with prejudice, and that Louis Alfasi agrees to waive  
all back pay associated with this claim, and the City agrees to pay the difference of Louis  
Alfasi's "current regular salary and wages" and New York State annual pension benefit, per year,  
presently calculated and determined to be \$40,427.26 for fiscal year 2024-2025, until Mr. Alfasi  
reaches the mandatory age of retirement as set forth in General Municipal Law § 207-a (2);

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the  
Corporation Counsel be and he hereby is authorized to execute a Settlement Agreement and  
Release with Louis Alfasi, with prejudice, for which the City will pay \$40,427.26 to Louis Alfasi  
for fiscal year 2024-2025, and for the difference of Louis Alfasi's "current regular salary and  
wages" and New York State annual pension benefit per year until Mr. Alfasi reaches the  
mandatory age of retirement as set forth in General Municipal Law § 207-a (2). Funds are  
available in Account No. C1930.54435 (Judgments & Claims Workers' Comp.) for fiscal year  
2024-2025 and funds will be made available in future year budgets; and be it further

RESOLVED, that said agreement shall contain such other terms and conditions as  
deemed appropriate by the Corporation Counsel.

July 2, 2024

Item No. 4  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Authorizing the City Manager Two  
John Deere Gators Under a Sourcewell Contract  
and Authorizing Budget Amendment to the  
General Fund Budget.

WHEREAS, the City is a member of Sourcewell, a State of Minnesota local government agency and service cooperative that offers cooperative procurement solutions to government entities by combining the buying power of 50,000 government, education, and nonprofit organizations; and

WHEREAS, the City’s Lifeguards seek to purchase a new John Deere Gator XUV825M S4 (Model Year 2024), as well as a new John Deere Gator XUV835M HVAC (Model Year 2024), to be used by the Lifeguard Department at Ocean Beach Park; and

WHEREAS, United Ag & Turf, 522 Edwards Avenue, Calverton, New York 11933, an awarded vendor through Sourcewell, quoted the new John Deere Gator XUV825M S4 (Model Year 2024), at a cost of \$35,274.85; and

WHEREAS, United Ag & Turf, 400 W. Old Country Road, Hicksville, New York 11801, an awarded vendor through Sourcewell, quoted the new John Deere Gator XUV825M HVAC (Model Year 2024), at a cost of \$34,073.00; and

WHEREAS, pursuant to Resolution No. 68/21, a charitable donation in the amount of \$300,000.00 was given to the City of Long Beach by John A. Carbona, to be used for purchases for the Lifeguard Department and for future Lifeguard Departmental operations; and

WHEREAS, in accordance with Mr. Carbona’s donative intent, the City shall use funds from this donation to pay for the purchase of the two aforementioned John Deere Gators; and

WHEREAS, such purchases require a budget amendment which reflect the use and transfer of such donated funds;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York, that the following amendment to the fiscal year 2024-2025 General Fund Budget be and is hereby authorized:

GENERAL FUND

Increase Estimated Revenues:	A10510	\$69,347.85
A0027.42705 Gifts and Donations		\$69,347.85
Increase Appropriations:	A20960	\$69,347.85
A7186.52220 Lifeguards, Machinery and Equipment		\$69,347.85

AND, be it further

July 2, 2024

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Item No. 4  
Resolution No.

RESOLVED, by the City Council of the City of Long Beach, New York that the City Manager be and is hereby authorized to enter into an agreement with United Ag & Turf, 522 Edwards Avenue, Calverton, New York 11933 through Sourcewell service cooperative, Contract # 031121-DAC, for the purchase of a new John Deere Gator XUV825M S4 (Model Year 2024), at a cost of \$35,274.85. Funds are available in Account No. A7186.52220 (Lifeguards-Machinery & Equipment) upon the abovementioned budget amendment; and be it further

RESOLVED, by the City Council of the City of Long Beach, New York that the City Manager be and is hereby authorized to enter into an agreement with United Ag & Turf, Hicksville, New York 11801 through Sourcewell service cooperative, Contract # 031121-DAC, for the purchase of a new John Deere Gator XUV825M HVAC (Model Year 2024), at a cost of \$34,073.00. Funds are available in Account No. A7186.52220 (Lifeguards-Machinery & Equipment) upon the abovementioned budget amendment; and be it further

RESOLVED, that the remaining funds donated by John A. Carbona, amounting to \$33,842.15 shall continue to be reserved for future Lifeguard Departmental operations.

July 2, 2024

Item No. 5  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Authorizing Publication for Hearing of an  
Ordinance to Amend the Code of Ordinances of the City  
of Long Beach Re: Ocean Beach Park.

WHEREAS, there has been presented to this Council the following proposed  
Ordinance:

“ORDINANCE TO AMEND THE CODE OF ORDINANCES  
OF THE CITY OF LONG BEACH RE: OCEAN BEACH PARK.”  
(See Ordinance Attached)

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York, that the  
City Clerk shall cause to be published in the official newspaper of the City of Long Beach the  
title, and a summary or the full text of said Ordinance; and be it further

RESOLVED, that said Ordinance shall be on the calendar for public hearing at a  
meeting of the City Council to be held at City Hall, 1 West Chester Street, Long Beach, New  
York, on July 16, 2024 at 7:00 p.m. on that day.

ORDINANCE TO AMEND THE CODE OF ORDINANCES  
OF THE CITY OF LONG BEACH RE: OCEAN BEACH PARK.

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

Sec.1. Chapter 18, Article II, Division II, Section 18-32 of the Code of Ordinances of the City of Long Beach, as heretofore amended, shall be and the same is hereby amended to read as follows:

“Sec. 18-32. Hours of operation.

No person or persons shall be permitted in or upon the Ocean Beach Park for any purpose between the hours of 11:00 p.m. and 5:00 a.m., except employees engaged in the operation of the park. This prohibition shall not apply to the boardwalk, but shall apply to the beach under the boardwalk. **The Police Commissioner or City Manager may modify this schedule by filing a memorandum in the office of the City Clerk setting forth a modified schedule. A schedule modification memorandum filed with the City Clerk may apply to the boardwalk if stated in said memorandum. In an emergency, for the preservation of public peace, health or safety, the City Manager or Police Commissioner may order a modified schedule before filing a schedule modification memorandum, so long as a schedule modification memorandum is filed with the City Clerk as soon as practicable. A schedule modification memorandum filed with the City Clerk may be amended or revoked by a majority vote of the City Council.”**

Sec. 2. This Ordinance shall take effect immediately.



July 2, 2024

Item No. 6  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Authorizing Publication for Hearing of an  
Ordinance to Amend the Code of Ordinances of the City  
of Long Beach Re: Personnel Code.

WHEREAS, there has been presented to this Council the following proposed  
Ordinance:

“ORDINANCE TO AMEND THE CODE OF ORDINANCES  
OF THE CITY OF LONG BEACH RE: PERSONNEL CODE.”  
(See Ordinance Attached)

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York, that the  
City Clerk shall cause to be published in the official newspaper of the City of Long Beach the  
title, and a summary or the full text of said Ordinance; and be it further

RESOLVED, that said Ordinance shall be on the calendar for public hearing at a  
meeting of the City Council to be held at City Hall, 1 West Chester Street, Long Beach, New  
York, on July 16, 2024 at 7:00 p.m. on that day.

ORDINANCE TO AMEND THE CODE OF ORDINANCES  
OF THE CITY OF LONG BEACH RE: PERSONNEL CODE.

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

Sec.1. Chapter 19, Article II, Sections 19-19 (A), 19-19 (B), 19-19 (C) and 19-19 (I) of the Code of Ordinances of the City of Long Beach, as heretofore amended, shall be and the same is hereby amended, to read as follows:

“ARTICLE II. VACATIONS, SICK LEAVES AND SIMILAR BENEFITS.

...

Sec. 19-19. Benefits.

The following benefits are hereby conferred upon all full-time exempt employees in the following manner:

A. *Holidays, personal, bereavement and funeral days.* All holidays, personal time, bereavement time and funeral days guaranteed to civil service employees, exclusive of police and fire departments, **set forth** under the collective bargaining agreement between the City of Long Beach and Civil Service Employees Association, Inc., Local 1000, AFSCME, AFL-CIO, City of Long Beach Unit #7569-00, Nassau County Municipal Employees Local 882 ~~effective July 1, 1994 to June 30, 1998~~ **then in effect** (hereinafter referred to as the "Collective Bargaining Agreement") and any ~~future~~ amendment thereof, shall be extended to exempt employees.

B. *Sick leave entitlement.* All exempt employees shall accrue sick leave time at the rate of one and one-quarter (1 1/4) days per month. **Except as set forth in Section 19-20 herein,** Upon termination of employment, exempt employees shall be ~~entitled to payment paid~~ in cash for ~~the same number of accumulated~~ **their unused** sick days at the rate of thirty (30) percent of the total number of days accrued, multiplied by the rate of pay at the time of termination. **No payment in excess of thirty (30) percent of the total number of days accrued, multiplied by the rate of pay at the time of termination may be made without City Council approval and no payment of unused sick time may be made until separation from City employment.**

C. ~~Maternity~~ **Parental** *leave, health care plan, and life insurance.* Exempt employees shall be entitled to the same ~~maternity~~ **parental** leave, hospitalization, major medical and prescription, dental and optical plans, life insurance, accidental death and dismemberment and disability insurance available to civil service employees pursuant to the collective bargaining agreement then in effect. Exempt employees shall be responsible for ten (10%) percent of their annual health care premium, to be paid with pre-tax dollars, to be deducted from their bi-weekly paycheck.

...

I. *Vacations.* 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,~~ **Only the City Council shall may authorize such an increased**

**vacation accrual and accumulation amount.** Permission to exceed ~~fifty (50) days~~ **the vacation accrual and accumulation amount set forth in the collective bargaining agreement then in effect** shall be required for each year the exempt employee seeks to accrue **and accumulate** more **vacation time** than ~~fifty (50) vacation days~~ **the collective bargaining agreement then in effect sets forth. Excess vacation credit not utilized by an exempt employee prior to December 31<sup>st</sup> of the existing year shall be transferred to the employee's accumulated sick leave in the same manner as set forth in the collective bargaining agreement then in effect.** In no event will an employee be entitled to cash equivalent of more **vacation time** than ~~fifty (50) vacation days~~ **is set forth in the collective bargaining agreement then in effect** at the time of his/her termination, resignation, or other leaving from city employment **without City Council approval. In no event will an employee be permitted to receive payment of unused vacation accruals prior to separation from City employment in any manner that is not set forth in the collective bargaining agreement then in effect.**

...”

Sec. 2. This Ordinance shall take effect immediately.

July 2, 2024

Item No. 7  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Authorizing Publication for Hearing of an  
Ordinance to Amend the Code of Ordinances of the City  
of Long Beach Re: Motor Vehicles and Traffic.

WHEREAS, there has been presented to this Council the following proposed  
Ordinance:

“ORDINANCE TO AMEND THE CODE OF ORDINANCES  
OF THE CITY OF LONG BEACH RE: MOTOR VEHICLES  
AND TRAFFIC.”

(See Ordinance Attached)

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York, that the  
City Clerk shall cause to be published in the official newspaper of the City of Long Beach the  
title, and a summary or the full text of said Ordinance; and be it further

RESOLVED, that said Ordinance shall be on the calendar for public hearing at a  
meeting of the City Council to be held at City Hall, 1 West Chester Street, Long Beach, New  
York, on July 16, 2024 at 7:00 p.m. on that day.

ORDINANCE TO AMEND THE CODE OF ORDINANCES  
OF THE CITY OF LONG BEACH RE: MOTOR VEHICLES  
AND TRAFFIC.

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

Sec.1. Chapter 15, Article I, Section 15-5 (b) and Chapter 15, Article II, Division I, Section 15-22 of the Code of Ordinances of the City of Long Beach, as heretofore amended, shall be and the same are hereby amended to read as follows:

“Sec. 15-5. Uses of vehicles, bicycles and tricycles on pedestrian ways.

...

(B) Any person violating any of the provisions of this section shall be liable for each offense to a fine of not less than ~~two dollars (\$2.00)~~ **fifty dollars (\$50.00)** nor more than ~~two hundred fifty dollars (\$250.00)~~ **five hundred dollars (\$500.00)**, or imprisonment for not more than fifteen (15) days, or both.

...

Sec. 15-22. General penalty for violation of chapter.

(a) Except as otherwise expressly provided for in this chapter of by the Vehicle and Traffic Law of the State of New York, every person convicted of a traffic infraction for a violation of any provision of this chapter which is not a violation of any provision of the Vehicle and Traffic Law of the State of New York shall be punished by a fine of up to five hundred dollars (\$500), **but not less than fifty dollars (\$50)**, or by imprisonment for not more than fifteen (15) days or by both such fine and imprisonment.”

Sec. 2. This Ordinance shall take effect immediately.

July 2, 2024

Item No. 8  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Authorizing Publication for Hearing of a Local Law  
Amending the Charter of the City of Long Beach Re: City Officers;  
Their General Powers and Duties.

WHEREAS, there has been presented to this Council the following proposed  
Local Law:

“A LOCAL LAW

AMENDING THE CHARTER OF THE CITY OF LONG  
RE: CITY OFFICERS; THEIR GENERAL POWERS AND DUTIES.”

(See Local Law Attached)

NOW, THEREFORE, be it

RESOLVED, that a public hearing shall be had before this Council at City Hall, 1  
West Chester Street, Long Beach, New York, concerning the aforesaid Local Law, on July 16,  
2024 at 7:00 p.m.; and be it further

RESOLVED, that the City Clerk be and hereby is authorized and directed to  
cause a notice of said hearing to be published in the official newspaper of the City of Long  
Beach, containing the title of such proposed Local Law and an explanatory statement thereof.

CITY OF LONG BEACH

CHAPTER V

LAWS OF 2024

A LOCAL LAW

AMENDING THE CHARTER OF THE CITY OF LONG  
BEACH RE: CITY OFFICERS; THEIR GENERAL POWERS AND DUTIES.

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

Sec. 1. Article 3, Section 21 of the Charter of the City of Long Beach, New York as set forth in Chapter 635 of the Laws of 1922, as heretofore amended, shall be and the same is hereby amended to read as follows:

“Sec. 21. City treasurer; tax collector.

The city treasurer shall be a fiscal officer of the city and shall perform such duties incident to his office as the council may require. He shall keep an office at such place as the council shall provide and designate, which shall be kept open each day in the year, except Sundays and legal holidays, from nine o'clock in the forenoon until four o'clock in the afternoon, except between the hours of twelve and one o'clock, and at such other hours as the council may from time to time direct. He shall keep separate accounts of the different funds of the city and shall not pay out any money chargeable to any fund in excess of the amount standing on his books to the credit of such fund, unless the council has by resolution transferred an amount in one fund to another fund and he shall not knowingly pay money from any fund which is not properly chargeable thereto. The city treasurer shall before the first meeting of the council in each month file with the city clerk a report showing in detail the total expenditures and receipts of city moneys during the next preceding calendar month, a summary statement of the receipts and expenditures of city moneys during that portion of the current fiscal year expiring with the last day of such preceding month, and the balance at the end of such month standing to the credit of the city funds. Such statement shall be in such form as shall be prescribed from time to time by the council. Before entering upon the duties of his office and within fifteen days after he shall have received official notice of his election the city treasurer shall execute and file an official bond with two or more sureties, or of some solvent surety company, in such penal sum as may be fixed by the council in accordance with section fourteen of the General Construction Law and sections eleven, twelve and thirteen of the Public Officers Law; and for omission so to do he shall be subject to the penalties and liabilities prescribed by section eighteen hundred and twenty of the Penal Law, and sections thirteen, fifteen and thirty of the Public Officers Law. Such bond shall be approved by the council with the certificate of the city clerk of such approval endorsed therein, and the bond so endorsed shall be filed and recorded in the clerk's office of the County of Nassau in the same manner as the official bond of town collectors, and in the event of default on the part of said treasurer such bond shall be a lien on all property owned by him at the time of such default together with all the costs and charges which may accrue upon the prosecution

thereof; such bond shall continue in full force until the council shall by resolution declare that such bond is satisfied, and a copy of such resolution duly certified by the city clerk may be filed and recorded in the office of said city clerk and shall operate to discharge the same and the lien thereof from record. A true copy of such bond and certificate shall be filed in the city clerk's office. The city treasurer shall be the tax collector of the city with all the powers and duties hereinafter enumerated. **Effective August 1, 2024, the City Comptroller shall act as treasurer of the city, and all powers, duties, functions and responsibilities of the treasurer shall be assumed by the City Comptroller as the sole fiscal officer of the city. Any and all references to the city treasurer in the Charter and Code of Ordinances of the City of Long Beach shall be construed to mean the City Comptroller acting as treasurer of the city on and after August 1, 2024.**”

Sec. 2. Article 3, Section 27 of the Charter of the City of Long Beach, New York as set forth in Chapter 635 of the Laws of 1922, as heretofore amended, shall be and the same is hereby amended to read as follows:

“Sec. 27. City comptroller.

The office of city comptroller is hereby created as an appointive office in the City of Long Beach. The city comptroller shall be the chief fiscal officer of the city.

1. *Duties:* It shall be the duty of the city comptroller:

...

**f. To act as treasurer, with all powers, duties, functions and responsibilities of the treasurer of the city, effective August 1, 2024. Any and all references to the city treasurer in the Charter and Code of Ordinances of the City of Long Beach shall be construed to mean the City Comptroller acting as treasurer of the city on and after August 1, 2024.**

**e. To perform such other duties pertaining to the financial records of the city as may be directed by the council, the city manager or by any law or by any fiscal officer of the state authorized so to do by law.**

...”

Sec. 3. This Local Law shall take effect immediately upon being filed in the Office of the New York Secretary of State.