

**CALENDAR**  
**for**  
**REGULAR MEETING OF THE COUNCIL**  
**of the**  
**CITY OF LONG BEACH**  
**held**  
**MARCH 5, 2024**

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1. Resolution Authorizing the City Manager to Purchase Two John Deere Tractors, Two John Deere Loaders and Two John Deere Gators Under Sourcewell Contracts.
2. Resolution Authorizing the City Manager to Enter into an Agreement for the Renovation of the Bathrooms at the Ice Arena with the Lowest Responsible Bidder.
3. Resolution Authorizing the City Manager to Renew the Enterprise Resource Planning Agreement for the City's MUNIS System.
4. Resolution Authorizing the City Manager to Merge the Youth and Family Services Department into the Recreation Department and Authorizing the City Comptroller to Transfer Funds for the 2023-2024 Fiscal Year to Effectuate Said Merger.
5. Resolution Authorizing Transfer of Funds for the 2023-2024 Fiscal Year.
6. Resolution Authorizing Transfer of Funds for the 2023-2024 Fiscal Year.
7. Resolution Authorizing Transfer of Funds for the 2023-2024 Fiscal Year.
8. Resolution Appointing a Hearing Officer for the City of Long Beach.
9. Resolution Appointing a Hearing Officer for the City of Long Beach.
10. Resolution Authorizing Publication for Hearing of a Local Law Amending the Charter of the City of Long Beach Re: Miscellaneous Provisions.
11. Resolution Authorizing Publication for Hearing of an Ordinance to Amend the Code of Ordinances of the City of Long Beach Re: Various Boards and Commissions.
12. Resolution Authorizing Publication for Hearing of an Ordinance to Amend the Code of Ordinances of the City of Long Beach Re: Appendix A – Zoning.

13. Approval of Minutes of Prior Meeting of February 20, 2024.

March 5, 2024

Item No. 1  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Authorizing the City Manager to Purchase Two  
John Deere Tractors, Two John Deere Loaders and Two  
John Deere Gators Under Sourcewell Contracts.

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 Beach Maintenance Department requires two (2) new John Deere 6105E Cab Tractors, two (2) new John Deere 540M Loaders, and two (2) new John Deere Gator XUV835M HVACs for the care and maintenance of the Ocean Beach Park; and

WHEREAS, United Ag & Turf, 400 West Old Country Road, Hicksville, New York 11801, an awarded vendor through Sourcewell, quoted the two (2) new John Deere 6105E Cab Tractors, two (2) new John Deere 540M Loaders, and two (2) new John Deere Gator XUV835M HVACs, after trade-in of a 2012 Massey Ferguson 5455 Tractor and a 2016 Massey Ferguson 5712SL Deluxe Tractor, at a cost of \$196,995.33;

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 enter into an agreement with United Ag & Turf, 400 West Old Country Road, Hicksville, New York 11801 through Sourcewell service cooperative, Contract #082923-DAC and Contract # 031121-DAC, for the purchase of two (2) new John Deere 6105E Cab Tractors, two (2) new John Deere 540M Loaders, and two (2) new John Deere Gator XUV835M HVACs, after trade-in of a 2012 Massey Ferguson 5455 Tractor and 2016 Massey Ferguson 5712SL Deluxe Tractor, at a cost of \$196,995.33. Funds in the amount of \$175,000.00 are available in Account No. H1021.52103 (Machinery/Equipment-DPW-Heavy), funds in the amount of \$12,044.88 are available in Account No. H1017.53076 (Transportation Equipment – Roadside Repairs) and funds in the amount of \$9,950.45 are available in Account No. A8172.54440 (Beach Maintenance-Contracted Services).

March 5, 2024

Item No. 2  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Authorizing the City Manager to Enter into an  
Agreement for the Renovation of the Bathrooms at the  
Ice Arena with the Lowest Responsible Bidder.

WHEREAS, after due advertisement therefore, six (6) bids were received in the Office of the Commissioner of Public Works on February 15, 2024 for the renovation of the bathrooms at the City's Ice Arena, inclusive of the installation of a new ADA-compliant, all-gender bathroom on the second floor, along with a revitalization of the existing bathroom and the complete remodeling of both the men's and women's bathrooms on the first floor, inclusive of the installation of new ceilings, floors, walls, sinks, mirrors, toilets, dispensers, and various other enhancements; and

WHEREAS, Unibh Builders Inc., 2437 E 1st Street, 2<sup>nd</sup> Floor, Brooklyn, New York 11223 was the lowest responsible bidder at a cost of \$195,000.00;

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 enter into an agreement with Unibh Builders Inc., 2437 E 1st Street, 2<sup>nd</sup> Floor, Brooklyn, New York 11223 for the demolition and renovation of the bathrooms at the City's Ice Arena, at a cost of \$195,000.00, of which the City will be fully reimbursed through a grant from the Dormitory Authority of the State of New York. Funds are available in Account No. H1023.52151 (Ice Arena Bathroom Rehabilitation).

March 5, 2023

Item No. 3  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Authorizing the City Manager to Renew the Enterprise  
Resource Planning Agreement for the City's MUNIS System.

WHEREAS, the City desires to renew the Enterprise Resource Planning ("ERP")  
Agreement with Tyler Technologies, Inc., P.O. Box 203556, Dallas, Texas 75320-3556 for all  
hardware, software maintenance, upgrades and backups to be performed by MUNIS; and

WHEREAS, the City has successfully used the MUNIS system since 1986 and  
the City desires to renew said agreement for an additional year, at an annual rate of \$126,797.22;

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 renew the Enterprise Resource Planning  
Agreement for the City's MUNIS system with Tyler Technologies, Inc., P.O. Box 203556,  
Dallas, Texas 75320-3556 for an additional year, at a cost of \$126,797.22, and annually  
thereafter as deemed necessary, subject to available funding, upon City Council approval. Funds  
are presently available in Account No. A1680.54445 (Maintenance Contracts).

March 5, 2024

Item No. 4  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Authorizing the City Manager to Merge the Youth and Family Services Department into the Recreation Department and Authorizing the City Comptroller to Transfer Funds for the 2023-2024 Fiscal Year to Effectuate Said Merger.

WHEREAS, the City Manager desires to merge the Youth and Family Services Department into the Recreation Department; and

WHEREAS, transfers of funds are needed to effectuate the abovementioned departmental merger;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the City Manager is authorized to merge the Youth and Family Services Department into the Recreation Department of the City of Long Beach and amend the Personnel Roster of the City of Long Beach to effectuate same; and be it further

RESOLVED, that the City Comptroller is authorized to transfer all remaining 2023-2024 fiscal year budgeted Youth and Family Services Department General Funds to the Recreation Department General Funds as is necessary to effectuate said departmental merger.

March 5, 2024

Item No. 5  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Authorizing Transfer of Funds for the  
2023-2024 Fiscal Year.

WHEREAS, on July 6, 2021, the City Council of the City of Long Beach adopted Bond Ordinance 3053/21, which authorized the issuance of bonds in the amount of \$10,142,75.00, including \$800,000.00 to finance a new roof at the Ice Arena located at 150 West Bay Drive; and

WHEREAS, after work was completed on the new roof, \$113,000.00 remains unspent from the aforementioned borrowing; and

WHEREAS, City of Long Beach Bond Counsel has advised that these remaining funds can be used on other capital projects at the Ice Arena including painting of the interior of the facility;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach that the previously authorized funds in the amount of \$113,000.00 remaining unspent to finance the new roof at the Ice Arena located at 150 West Bay Drive, originally borrowed pursuant to Bond Ordinance 3053/21 in the amount of \$800,000.00 are to be used for the interior painting of the Ice Arena; and be it further

RESOLVED, by the City Council of the City of Long Beach, New York that the following transfer of funds be and are hereby authorized:

<b><u>Budget Code</u></b>	<b><u>Description</u></b>	<b><u>Transfer From:</u></b>	<b><u>Transfer To:</u></b>
H1022.53100	Ice Arena Roof	\$113,000.00	
H1024.53116	Painting Ice Arena		\$113,000.00

March 5, 2024

Item No. 6  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Authorizing Transfer of Funds for the  
2023-2024 Fiscal Year.

WHEREAS, a transfer of funds is needed to cover the salary of a part-time  
Economic Development Department employee;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the  
following transfer of funds be and are hereby authorized:

<b><u>Budget Code</u></b>	<b><u>Description</u></b>	<b><u>Transfer From:</u></b>	<b><u>Transfer To:</u></b>
A1990.54406	Contingency	\$35,000.00	
A6420.51102	Economic Development-Temporary Salaries		\$35,000.00



March 5, 2024

Item No. 7  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Authorizing Transfer of Funds for the  
2023-2024 Fiscal Year.

WHEREAS, a transfer of funds is needed to cover the usage of a Public Relations  
employee's accrued compensatory time;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the  
following transfer of funds be and are hereby authorized:

<b><u>Budget Code</u></b>	<b><u>Description</u></b>	<b><u>Transfer From:</u></b>	<b><u>Transfer To:</u></b>
A1990.54406	Contingency	\$6,801.00	
A6410.51101	Publicity-Regular Salaries		\$6,801.00

March 5, 2024

Item No. 8  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Appointing a Hearing Officer for the City of Long Beach.

WHEREAS, after due advertising therefore, pursuant to City of Long Beach Request for Quotation-Hearing Officer-117, published on December 7, 2023, quotations have been received in the Office of the City Purchasing Agent for Hearing Officers to assist in presiding over Krimstock, Vehicle Booting/Immobilization and Vehicle Towing hearings, at a cost of \$150 per hearing; and

WHEREAS, it has been determined that Request for Quotation respondent Theresa Williams, Esq. possesses adequate qualifications to be appointed a Hearing Officer to preside over the aforementioned hearings, and the City desires to appoint Theresa Williams, Esq. as a Hearing Officer;

NOW, THEREFORE, be it

RESOLVED, that the City Council of the City of Long Beach, New York and City Manager of the City of Long Beach, New York hereby appoints Theresa Williams, Esq., as a Hearing Officer, in accordance with City of Long Beach Request for Quotation-Hearing Officer-117 and pursuant to Chapter 15, Article VI of the Code of Ordinances of the City of Long Beach.

March 5, 2024

Item No. 9  
Resolution No.

The following Resolution was moved by  
and seconded by :

Resolution Appointing a Hearing Officer for the City of Long Beach.

WHEREAS, after due advertising therefore, pursuant to City of Long Beach Request for Quotation-Hearing Officer-117, published on December 7, 2023, quotations have been received in the Office of the City Purchasing Agent for Hearing Officers to assist in presiding over Krimstock, Vehicle Booting/Immobilization and Vehicle Towing hearings, at a cost of \$150 per hearing; and

WHEREAS, it has been determined that Request for Quotation respondent Ona Erike, Esq. possesses adequate qualifications to be appointed a Hearing Officer to preside over the aforementioned hearings, and the City desires to appoint Ona Erike, Esq. as a Hearing Officer;

NOW, THEREFORE, be it

RESOLVED, that the City Council of the City of Long Beach, New York and City Manager of the City of Long Beach, New York hereby appoints One Erike, Esq., as a Hearing Officer, in accordance with City of Long Beach Request for Quotation-Hearing Officer-117 and pursuant to Chapter 15, Article VI of the Code of Ordinances of the City of Long Beach.

March 5, 2024

Item No. 10  
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: Miscellaneous  
Provisions.

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: MISCELLANEOUS PROVISIONS.”

(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 March 19,  
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.

Introductory No. 380  
Introduced by:

CITY OF LONG BEACH

CHAPTER III

LAWS OF 2024

A LOCAL LAW

AMENDING THE CHARTER OF THE CITY OF LONG BEACH RE: CITY OFFICERS.

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

Sec. 1. Article 13, Section 256A(4) 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. 256A(4). City tree board.

...

- 21. Effective April 1, 2024, the City tree board shall be merged into the Environmental Advisory Board of the city, and all powers, duties, functions and responsibilities of the tree board shall be assumed by the Environmental Advisory Board acting as the tree board. Effective April 1, 2024, the composition of the City tree board as set forth pursuant to this section shall cease, and shall thereafter consist of the sitting members of the Environmental Advisory Board, in their capacity as City tree board, as set forth in Code of Ordinances Section 2-236. Any and all references to the city tree board shall be construed to mean the Environmental Advisory Board acting as tree board of the city on and after April 1, 2024.**

...”

Sec. 2. This Local Law shall take effect immediately upon being filed in the Office of the New York Secretary of State.

March 5, 2024

Item No. 11  
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: Various Boards and Commissions.

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: VARIOUS BOARDS AND COMMISSIONS.”  
(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 March 19, 2024 at 7:00 p.m. on that day.

ORDINANCE TO AMEND THE CODE OF ORDINANCES  
OF THE CITY OF LONG BEACH RE: VARIOUS BOARDS AND  
COMMISSIONS.

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

Sec.1. Chapters 2 and 9 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:

“Chapter 2 ADMINISTRATION

...

DIVISION 8. ENVIRONMENTAL ADVISORY BOARD.

...

Sec. 2-236. General powers and duties.

...

**(f) Effective April 1, 2024, to assume all powers, duties, functions and responsibilities of the City tree board as set forth in Charter Section 256A(4).**

...

DIVISION 9. PUBLIC SAFETY COMMISSION.

...

Sec. 2-243. General duties of the commission.

The Public Safety Commission may make recommendations to the City Manager and to the City Council with respect to matters concerning the City’s police and fire services, emergency medical services, animal control, emergency preparedness, pedestrian safety, and such other matters as directed by the City Council. **Effective April 1, 2024, the Public Safety Commission shall assume all powers, duties, functions and responsibilities of the City of Long Beach Municipal Civil Defense Council and Civil Defense Organization as set forth in Code of Ordinances Chapter 9, Article II and Article III. Any and all references to the Municipal Civil Defense Council and Civil Defense Organization shall be construed to mean the Public Safety Commission acting as the City of Long Beach Municipal Civil Defense Council on and after April 1, 2024.**

...

Chapter 9 CIVIL DEFENSE

...

ARTICLE II. MUNICIPAL CIVIL DEFENSE COUNCIL

Sec. 9-20. Composition.

...

**(e) Effective April 1, 2024, the composition of the City of Long Beach Municipal Civil Defense Council as set forth pursuant to this section shall cease, and shall thereafter consist of the sitting members of the Public Safety Commission, in their capacity as City of Long Beach Municipal Civil Defense Council, as set forth in Code of Ordinances Section 9-21.**

Sec. 9-21. Powers and duties.

The powers and duties of the municipal civil defense council shall include the recommendation for adoption by the city council of a civil defense plan for the city and the recommendation for adoption by the city council of any and all mutual aid plans and agreements which are deemed essential for the implementation of such civil defense plan. The duties of the municipal civil defense council shall also include a continuing study of the need for amendments and improvements in the civil defense plan adopted by the city council. **Effective April 1, 2024, the City of Long Beach Municipal Civil Defense Council shall be merged into the Public Safety Commission of the city, and all powers, duties, functions and responsibilities of the Municipal Civil Defense Council shall be assumed by the Public Safety Commission acting as the Municipal Civil Defense Council. Any and all references to the Municipal Civil Defense Council shall be construed to mean the Public Safety Commission acting as the City of Long Beach Municipal Civil Defense Council on and after April 1, 2024.**

~~Sec. 9-22. Meetings.~~

~~—The municipal civil defense council shall meet upon the call of either its chairman or vice-chairman.~~

...

ARTICLE III. CIVIL DEFENSE ORGANIZATION

Sec. 9-33. Composition.

The operational civil defense organization of the city shall consist of the officers and employees of the city designated by the director of civil defense as well as all volunteer municipal defense workers. Insofar as possible, the form of organization, titles and terminology shall conform to the recommendations of the federal government and the recommendations of the civil defense agency of the state. **Effective April 1, 2024, the City of Long Beach civil defense organization shall be merged into the Public Safety Commission of the city, and all powers, duties, functions and responsibilities of the civil defense organization shall be assumed by the Public Safety Commission acting as the civil defense organization. Effective April 1, 2024, the composition of the civil defense organization as set forth pursuant to this section shall cease, and shall thereafter consist of the sitting members of the Public Safety Commission, in their capacity as civil defense organization, as set forth in Code of Ordinances Chapter 9, Article III. Any and all references to the civil defense organization shall be construed to mean the Public Safety Commission acting as the City of Long Beach civil defense organization on and after April 1, 2024.**

...”

Section 2. This Ordinance shall take effect immediately.



March 5, 2024

Item No. 12  
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: Appendix A – Zoning.

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: APPENDIX A – ZONING.”  
(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 March 19, 2024 at 7:00 p.m. on that day.

ORDINANCE TO AMEND THE CODE OF ORDINANCES  
OF THE CITY OF LONG BEACH RE: APPENDIX A – ZONING.

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

Sec.1. Appendix A, Section 9-105.4 (c) and Section 9-105.5 (c) of the Code of Ordinances of the City of Long Beach, as heretofore amended, shall be and the same are hereby added to and amended to read as follows:

“Sec. 9-105.4. Residence DD District

...

(c) Front yard. There shall be a front yard, the depth of which shall be at least ten (10) feet back of the street line. In case of a corner lot, the front yard shall be required on each street on which the lot abuts. This, however, shall not prohibit the erection and maintenance of an open porch in such front yard, provided that the same be erected not closer to the front line than ~~three (3) feet~~ **one (1) foot. In the event that the front yard should contain an open porch, support beams for said open porch must not be closer to the front line than three (3) feet.**

...

Sec. 9-105.5. Residence E District

...

(c) Front yard. There shall be a front yard, the depth of which shall be at least ten (10) feet back of the street line. In case of a corner lot, the front yard shall be required on each street on which the lot abuts. This, however, shall not prohibit the erection and maintenance of an open porch in such front yard, provided that the same be erected not closer to the front line than ~~three (3) feet~~ **one (1) foot. In the event that the front yard should contain an open porch, support beams for said open porch must not be closer to the front line than three (3) feet.**

...”

Section 2. This Ordinance shall take effect immediately.