

CALENDAR
for
REGULAR MEETING OF THE COUNCIL
of the
CITY OF LONG BEACH
held
May 17, 2022

PUBLIC HEARING: For the purpose of giving citizens an adequate opportunity to publicly present their views on the General Summary of the Proposed Budget for the year July 1, 2022 through June 30, 2023.

PUBLIC HEARING: For the purpose of giving citizens an adequate opportunity to publicly present their views on the General Summary of the Capital Improvement Program for the Five-Year Period from July 1, 2022 to June 30, 2027.

PUBLIC HEARING: Local Law Amending Subpart C of Related Acts Relating to the Charter of the City of Long Beach Re: A Local Law to Override the Tax Levy Limit Established in General Municipal Law § 3-c.

PUBLIC HEARING: Bond Ordinance Authorizing Financing for the Costs of the Construction and Reconstruction of Improvements to the City's Long Beach Water Pollution Control Plant and South Shore Reclamation Facility, Stating the Estimated Total Cost Thereof is \$123,095,799, Appropriating Said Amount Therefor, Authorizing the Issuance of Not to Exceed \$123,095,799 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 Towards the Cost of Such Project, 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 Bonds and Any Notes Issued in Anticipation Thereof.

PUBLIC HEARING: Bond Ordinance Authorizing Financing for the Costs of a Settled Claim Against the City in the Matter of Sinclair Haberman, LLC v. The Zoning Board of Appeals of the City of Long Beach, the City of Long Beach, and Scott A. Kemins, as Commissioner of the Department of Buildings of the City, Stating the Estimated Total Cost Thereof is \$75,000,000, Appropriating Said Amount Therefor, and Authorizing the Issuance of Not to Exceed \$75,000,000 Bonds of Said City to Finance Said Appropriation.

1. Local Law Amending Subpart C of Related Acts Relating to the Charter of the City of Long Beach Re: A Local Law to Override the Tax Levy Limit Established in General Municipal Law § 3-c.
2. Bond Ordinance Authorizing Financing for the Costs of the Construction and Reconstruction of Improvements to the City's Long Beach Water Pollution Control Plant and South Shore Reclamation Facility, Stating the Estimated Total Cost Thereof is \$123,095,799, Appropriating Said Amount Therefor, Authorizing the Issuance of Not to Exceed \$123,095,799 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 Towards the Cost of Such Project, 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 Bonds and Any Notes Issued in Anticipation Thereof.
3. Bond Ordinance Authorizing Financing for the Costs of a Settled Claim Against the City in the Matter of Sinclair Haberman, LLC v. The Zoning Board of Appeals of the City of Long Beach, the City of Long Beach, and Scott A. Kemins, as Commissioner of the Department of Buildings of the City, Stating the Estimated Total Cost Thereof is \$75,000,000, Appropriating Said Amount Therefor, and Authorizing the Issuance of Not to Exceed \$75,000,000 Bonds of Said City to Finance Said Appropriation.
4. Resolution Authorizing the City Manager to Accept a Donation for a New Sign for the Long Beach Ice Arena.
5. Resolution Authorizing Budget Amendment to the General Fund Budget.
6. Resolution Authorizing the City Manager to Purchase Two Vehicles for the City's Police Department through New York State Office of General Services.
7. Resolution Authorizing Budget Amendment to the General Fund Budget.
8. Resolution Authorizing the City Manager to Purchase a Fire Department Ladder Truck.
9. Resolution Authorizing Budget Amendment to the General Fund Budget.
10. Resolution Authorizing the City Manager to Amend the Contract for Asphalt Overlay Work at Various Locations Throughout the City on an "As-Needed" Basis.
11. Resolution to Schedule a Special Meeting of the City Council for Tuesday, May 24, 2022.

12. Resolution Authorizing the City Manager to Enter into an Inter-Municipal Cooperation Agreement with the County of Nassau to Receive Funding for the Purchase of an Office Trailer and Related Items.
13. 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.
14. Resolution Authorizing the City Manager to Amend an Existing Agreement with Passport Labs, Inc., Formerly Known as Complus Data Innovations, Inc.
15. Approval of Minutes of Prior Meeting of April 19, 2022.

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

May 17, 2022

Item No. 1
Local Law No.

The following Local Law was moved by
and seconded by :

Introductory No. 362
Introduced by:

CITY OF LONG BEACH

CHAPTER III LAWS OF 2022

A LOCAL LAW

AMENDING SUBPART C OF RELATED ACTS RELATING
TO THE CHARTER OF THE CITY OF LONG BEACH,
RE: A LOCAL LAW TO OVERRRIDE THE TAX LEVY LIMIT
ESTABLISHED IN GENERAL MUNICIPAL LAW § 3-c.

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

Section 1. Subpart C of Related Local Laws relating to the Charter of the City of
Long Beach, New York, enacted as Chapter 635 of the Laws of 1922, as heretofore amended,
shall be and the same is hereby amended to read as follows:

“Article IX. Override of the Tax Levy Limit Established in General Municipal Law § 3-c.

Sec. 80. Legislative Intent.

It is the intent of this Local Law to override the limit on the amount of real property taxes
that may be levied by the City of Long Beach, County of Nassau, pursuant to General Municipal
Law § 3-c, and to allow the City of Long Beach to adopt a City budget for the Fiscal Year 2022-
2023 that requires a real property tax levy in excess of the “tax levy limit” as defined by General
Municipal Law § 3-c.

Sec. 81. Authority.

This Local Law is adopted pursuant to subdivision 5 of the General Municipal Law § 3-c,
which expressly authorizes the City Council to override the tax levy limit by the adoption of a
Local Law approved by vote of sixty percent (60%) of the City Council.

Sec. 82. Tax Levy Limit Override.

The City Council of the City of Long Beach, County of Nassau, is hereby authorized to
adopt a budget for the Fiscal Year 2022-2023 that requires a real property tax levy in excess of
the limit specified in General Municipal Law §3-c.

Sec. 83. Severability.

If any clause, sentence, paragraph, subdivision or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.”

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

May 17, 2022

Item No. 2
Ordinance No.

The following Ordinance was moved by
and seconded by :

ORDINANCE AUTHORIZING FINANCING FOR THE COSTS OF THE CONSTRUCTION AND RECONSTRUCTION OF IMPROVEMENTS TO THE CITY'S LONG BEACH WATER POLLUTION CONTROL PLANT AND SOUTH SHORE RECLAMATION FACILITY, STATING THE ESTIMATED TOTAL COST THEREOF IS \$123,095,799, APPROPRIATING SAID AMOUNT THEREFOR, AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$123,095,799 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 TOWARDS THE COST OF SUCH PROJECT, 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 BONDS AND ANY NOTES ISSUED IN ANTICIPATION THEREOF.

WHEREAS, the City of Long Beach (the "City") owns and operates the Long Beach Water Pollution Control Plant (the "LBWPCP") and the County of Nassau (the "County") owns and operates the South Shore Water Reclamation Facility (the "SSWRF", and together with the LBWPCP, "Facilities"); and

WHEREAS, on October 29, 2012, Superstorm Sandy did substantial damage to the Facilities and their collection systems, and as such, the Facilities require major construction and reconstruction improvements (the "Project"); and

WHEREAS, to address the financing and implementation of such improvements, on July 25, 2019, the City and the County entered into an Intermunicipal Agreement (as amended and including any administrative memoranda applicable thereto, the "IMA") in order to further describe the Project, the City's financing thereof and the transfer of the Project to the County upon its completion; and

WHEREAS, the City has received preliminary approval to receive certain grants to finance a portion of the Project from the United States of America and the State of New York, including, but not limited to, monies from the Federal Emergency Management Agency ("FEMA") and the Governor's Office of Storm Recovery ("GOSR"); and

WHEREAS, to finance the remaining portion of the Project, the City has submitted a loan application to the New York State Environmental Facilities Corporation ("EFC") seeking to issue bonds and/or bond anticipation notes through its State Revolving Fund Program; and

WHEREAS, any bonds and/or bond anticipation notes approved hereinbelow shall only be issued upon the receipt by the City of certain assurances, subject to the City's satisfaction, that such FEMA or GOSR grants will be paid to the City during the course of the Project; and

WHEREAS, should the City deem such assurances unsatisfactory, the City may determine not to finance the Project as authorized below;

NOW, THEREFORE,

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 cost of the Project, as further described in the documents between the City, FEMA and GOSR, EFC documents and as set forth in the IMA. The total estimated maximum cost of said Project, including preliminary costs and costs incidental thereto and to the financing thereof, is \$123,095,799 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of not to exceed \$123,095,799 bonds of the City to finance said appropriation and levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and any notes issued in anticipation thereof and the interest thereon as the same shall become due and payable subject to the conditions set forth above, (ii) certain United States of America and State of New York grants, including but not limited to FEMA and GOSR funds, and (iii) and other sources as further provided for in the IMA. Any amounts received by the City from the United States of America and/or the State of New York are hereby authorized to be expended towards the cost of the such project 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 \$123,095,799 are hereby authorized to be issued 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 period of probable usefulness of the objects or purposes for which said bonds herein authorized are to be issued, within the limitations of Section 11.00 a. 4 of the Law, is forty (40) years.

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. To the extent applicable, the City Comptroller is hereby authorized to execute and deliver in the name and on behalf of the City (i) a project financing agreement prepared by EFC (the "Project Financing Agreement") and (ii) any third party agreement for the administration of the Project (the "Third Party Agreement"), and, to the extent applicable, the City Comptroller and the City Clerk and all other officers, employees and agents of the City are hereby authorized and directed for and on behalf of the City to execute and deliver all certificates and other documents, perform all acts and do all things required or contemplated to be executed, performed or done by this bond resolution or any document or agreement approved hereby, including, but not limited to, the Project Financing Agreement and the Third Party Agreement.

Section 8. 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, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 9. This ordinance, which takes effect immediately upon the final passage thereof, shall be published in summary form in the official newspaper of said City, together with a notice of the City Clerk in substantially the form set forth in paragraph a of §81.00 of the Local Finance Law.

May 17, 2022

Item No. 3
Ordinance No.

The following Ordinance was moved by
and seconded by :

ORDINANCE AUTHORIZING FINANCING FOR THE COSTS OF A SETTLED CLAIM AGAINST THE CITY IN THE MATTER OF SINCLAIR HABERMAN AND BELAIR BUILDING, LLC, V. THE ZONING BOARD OF APPEALS OF THE CITY OF LONG BEACH, THE CITY OF LONG BEACH, AND SCOTT A. KEMINS, AS COMMISSIONER OF THE DEPARTMENT OF BUILDINGS OF THE CITY, STATING THE ESTIMATED TOTAL COST THEREOF IS \$75,000,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$75,000,000 BONDS OF SAID CITY TO FINANCE SAID APPROPRIATION.

WHEREAS, the City of Long Beach (the “City”), the City’s Zoning Board of Appeals and Scott A. Kemins, the City’s Commissioner of the Department of Buildings entered into a Formal Agreement and Stipulation of Settlement, dated April 22, 2022 (the “Agreement”) with Sinclair Haberman and Belair Building, LLC (the “Plaintiff”); and

WHEREAS, as part of the settlement under the Agreement, the City is required to make a one-time monetary payment of \$75,000,000 to the Plaintiff (the “Settlement”); and

WHEREAS, the City Council hereby determines that it is in the public interest of the City to authorize the financing of the Settlement pursuant to Local Finance Law; and

WHEREAS, to reduce the financial burden on the City, the State of New York adopted Chapter 55 of the New York Laws of 2022 amending Section 11.00 of the Local Finance Law to (i) provide the Settlement with a period of probable usefulness of thirty (30) years and (ii) authorize the City to arrange for a private sale of its bonds through negotiated agreement with an underwriter for the financing of the Settlement;

NOW, THEREFORE,

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

Section 1. The City is hereby authorized to finance the cost of the Settlement. The total estimated maximum cost of said object or purpose, including preliminary costs and costs incidental thereto and to the financing thereof, is \$75,000,000 and said amount is hereby appropriated therefor. The plan of financing includes (i) the issuance of not to exceed \$75,000,000 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 any notes issued in anticipation thereof and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the aggregate principal amount of \$75,000,000 are hereby authorized to be issued 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 period of probable usefulness of the objects or purposes for which said bonds herein authorized are to be issued, within the limitations of Section 11.00 a. 109 of the Law, is thirty (30) years.

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 bonds authorized herein shall be sold at a public sale using a notice of sale, or at the election of the City Comptroller, at a private sale by negotiation, subject to the approval of the State Comptroller and as further described in Section 11.a 109 of the Local Finance Law, in either case to a purchaser for a purchase price to be determined by the City Comptroller, plus accrued interest from the date of the delivery of and payment for the said bonds. If sold at a public sale, the City Comptroller is hereby authorized to conduct such public sale in accordance with the provisions of the Local Finance Law and all other applicable statutes and regulations, and to make all final decisions with respect to or arising out of such public sale. If sold at a private sale, the City Comptroller is hereby authorized to execute a purchase contract on behalf of the City for the sale of such bonds.

Section 8. 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, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 9. This ordinance, which takes effect immediately upon the final passage thereof, shall be published in summary form in the official newspaper of said City, together with a notice of the City Clerk in substantially the form set forth in paragraph a of §81.00 of the Local Finance Law.

May 17, 2022

Item No. 4
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the City Manager to Accept a
Donation for a New Sign for the Long Beach Ice Arena.

WHEREAS, it is the desire of Harrison Davis of Athlete Protocol LLC, the second floor tenant above the Ice Arena and the Long Beach Lightning, the primary hockey tenant, to make a donation to the City of Long Beach of a new sign for the Ice Arena; and

WHEREAS, the new sign, displaying a Long Beach Ice Arena graphic and the two logos of our donors, shall replace the old Nathan's electronic sign that has been out of order for many years; 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 is hereby authorized to accept the donation of a new sign for the Long Beach Ice Arena, including the removal of the old sign and the installation of the new sign, from Harrison Davis of Athlete Protocol LLC and the Long Beach Lightning.

May 17, 2022

Item No. 5
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing Budget Amendment to the
General Fund Budget.

WHEREAS, the Long Beach Local Development Corporation (LDC) is a public benefit corporation and a blended component unit of the City of Long Beach, formed and operated exclusively for charitable purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code of 1986, as amended; and

WHEREAS, the LDC applies for grants on behalf of the City and recently received an event/community development grant of \$5,000 from PSEGLI, which the LDC wishes to donate to the City;

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 2021-2022 General Fund Budget be and is hereby authorized:

GENERAL FUND

Increase Estimated Revenues:	A10510		\$5,000
A0027.42705 Gifts and Donations		\$5,000	
Increase Appropriations:	A20960		\$5,000
A7310.54467 YFS-Special Programs		\$5,000	

May 17, 2022

Item No. 6
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the City Manager to Purchase Two
Vehicles for the City's Police Department through New York
State Office of General Services.

WHEREAS, the City's Police Department has two (2) vehicles in their current
fleet that are nearing the end of their service life; and

WHEREAS, Whitmoyer Ford, Inc., 1001 East Main Street, Mount Joy, PA.
17552 is an awarded vendor through New York State Office of General Services, OGS Contract
#PC69160; and

WHEREAS, the City desires to purchase two (2) Ford Police Interceptor Utility
AWD Base vehicles, with specified options, at a cost of \$52,951 and \$55,951 (this vehicle
includes a detainee cage), for a total cost of \$108,902;

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 two (2) Ford Police Interceptor Utility
AWD Base vehicles, with specified options, at a cost of \$52,951 and \$55,951 (this vehicle
includes a prisoner cage), for a total cost of \$108,902, for the City's Police Department from
Whitmoyer Ford, Inc., 1001 East Main Street, Mount Joy, PA. 17552 through New York State
Office of General Services, Contract #PC69160. Funds are available in Account No.
H1022.52267 (Public Safety-Vehicles).

May 17, 2022

Item No. 7
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing Budget Amendment to the
General Fund Budget.

WHEREAS, the Long Beach Police Department had an unanticipated increase in revenue this fiscal year from unanticipated fine collections related to outstanding summonses; and

WHEREAS, the Police Department, in an effort to stay within the guidelines to foster improved public safety and moreover reduce liability and risk for the City in Police Department operations, requests to purchase following equipment:

- a. All Traffic Solutions – Radar Alert Sign(s) Trailers \$32,020.00
- b. Selex Elsag - portable License Reader and battery \$19,887.00
- c. Signal Scape- Star Witness – Video Interview Room (Tech refresh) \$ 5,873.50
- d. Universal Boot- boots, parts and accessories \$10,212.38
- e. Everbridge - Department Telephone Notification System \$ 3,780
- f. Lexipol - Policy and Procedure subscription service \$45,999.50 (the subscription service will be utilized for Policy and Procedure manual updating/revision and training); and

WHEREAS, All Traffic Solutions, 14201 Sullyfield Circle, Chantilly, VA 20151 is the sole source provider for radar alert sign(s) trailers and has been the City's provider since 2013; and

WHEREAS, Lexipol, 2611 Internet Boulevard, Frisco, Texas 75034 provides policy and procedure subscription services for the Police Department, providing updates, revisions and training, and is an awarded vendor through Sourcewell Contract 011822-LXP, affording the City favorable rates;

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 a radar alert sign with a trailer from the sole source provider, All Traffic Solutions, 14201 Sullyfield Circle, Chantilly, VA 20151, at a cost of \$32,020.00, from Account No. A3120.52220 (PD-Machinery & Equipment) after the following budget amendment is hereby approved; 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 purchase policy and procedure subscription services from Lexipol, 2611 Internet Boulevard, Frisco, Texas 75034, an awarded vendor through Sourcewell Contract 011822-LXP, at a cost of \$45,999.50 from Account No. A3120.54450 (PD-Fees for Services) after the following budget amendment is hereby approved; and be it further

RESOLVED, by the City Council of the City of Long Beach, New York, that the following amendment to the fiscal year 2021-2022 General Fund Budget be and is hereby authorized:

GENERAL FUND

Increase Estimated Revenues:	A10510		\$67,992.88
A0026.42603	Fines and Parking Violations	\$67,992.88	
Increase Appropriations:	A20960		\$67,992.88
A3120.52220	PD-Machinery & Equipment	\$67,992.88	
Increase Estimated Revenues:	A10510		\$49,779.50
A0026.42603	Fines and Parking Violations	\$49,779.50	
Increase Appropriations:	A20960		\$49,779.50
A3120.54450	PD-Fees for Services	\$49,779.50	

May 17, 2022

Item No. 8
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the City Manager to Purchase a Fire
Department Ladder Truck.

WHEREAS, the Long Beach Fire Department needs to replace its 2008 Ferrara Ladder Truck which operates as a primary response vehicle for the City and its contracted districts; and

WHEREAS, the 2008 truck has been plagued with constant repairs since Hurricane Irene and Superstorm Sandy, resulting in major damage to the intricate engine and wiring systems; and

WHEREAS, the truck currently has air leaks, hydraulic leaks, faulty wiring for the emergency lights, and severe corrosion to switches/sensors, the chassis, the aerial ladder and the cables that support it; and

WHEREAS, through the HGAC Cooperative Purchasing Program, known as HGACBuy, Contract No. FS12-19, the City can purchase a new Pierce Velocity Tower Ladder Truck from Firematic Supply Company, Inc., 10 Ramsey Road, East Yaphank, New York 11967, at a cost of \$2,115,000; and

WHEREAS, this purchase was not included in the 2022 Capital Plan and there is no bond authorization to provide for this at this time; and

WHEREAS, the City may be able to trade in the current 2008 Ferrara Ladder Truck towards the purchase of the new truck; and

WHEREAS, the City seeks to enter into an agreement for the purchase of a new Pierce Velocity Tower Ladder Truck, 4-Door Alum Cab, Tandem Axle, Aluminum 100' Mid-Mounted Tower Ladder, to be delivered and paid for in approximately 24-36 months, at earliest during fiscal year 2024;

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 a new Pierce Velocity Tower Ladder Truck for the City's Fire Department from Firematic Supply Company, Inc., 10 Ramsey Road, East Yaphank, New York 11967 at a cost of \$2,115,000. Funding for this purchase will be made available upon approval of the corresponding bonding authorization or as otherwise permitted by Law.

May 17, 2022

Item No. 9
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing Budget Amendment to the
General Fund Budget.

WHEREAS, PSEGLI upgraded the electrical system along West Park Avenue in
2020; and

WHEREAS, the City, at that time, was preparing for its own project on West Park
Avenue between New York Avenue and Nevada Street, and informed PSEGLI that the City
would restore that section of the road after the completion of our project; and

WHEREAS, PSEGLI agreed to reimburse \$362,028 in lieu of performing the
restoration work themselves;

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 2021-2022 General Fund Budget be and is hereby
authorized:

GENERAL FUND

Increase Estimated Revenues:	A10510		\$362,028
H0027.42770	Unclassified Revenue	\$362,028	
Increase Appropriations:	A20960		\$362,028
H1022.52299	Asphalt Overlays	\$362,028	

May 17, 2022

Item No. 10
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the City Manager to Amend the
Contract for Asphalt Overlay Work at Various Locations
Throughout the City on an “As-Needed” Basis.

WHEREAS, pursuant to Resolution No. 106/21, duly adopted on July 6, 2021, the City entered into an agreement with Roadwork Ahead, Inc., 2186 Kirby Lance, Syosset, New York 11791 for “as-needed” asphalt overlay work at various locations throughout the City for a total of \$469,400; and

WHEREAS, funds in the amount of \$200,000 have been expended from the original contract approved by Resolution No. 106/21, leaving \$269,400 available; and

WHEREAS, additional overlay work is required for West Park Avenue between New York Avenue and Nevada Street under the contractual agreement, in the amount of \$477,444.00; and

WHEREAS, a contract amendment for \$208,044 is needed to pay the cost of the additional work required for the West Park Avenue overlay work;

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 amend the contract with Roadwork Ahead, Inc., 2186 Kirby Lance, Syosset, New York 11791 for additional work required for asphalt overlay to West Park Avenue, between New York Avenue and Nevada Street, at an additional cost of \$208,044. Funds in the amount of \$150,000 are available in Account No. H1022.52299 (Asphalt Overlays) and funds in the amount of \$362,028 will be available in Account No. H1022.52299 (Asphalt Overlays) pursuant to the budget amendment resolution adopted on this Agenda tonight (Item No. 9).

May 17, 2022

Item No. 11
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution to Schedule a Special Meeting of the City
Council for Tuesday, May 24, 2022.

BE IT RESOLVED, by the City Council of the City of Long Beach, New York
that a special meeting of this Council for the month of May be and the same is hereby scheduled
for Tuesday, May 24, 2022 at 7:00 p.m. and shall be held in the auditorium on the sixth floor of
City Hall.

May 17, 2022

Item No. 12
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the City Manager to Enter into an Inter-Municipal Cooperation Agreement with the County of Nassau to Receive Funding for the Purchase of an Office Trailer and Related Items.

WHEREAS, the City of Long Beach desires to enter into an Inter-Municipal Cooperation Agreement with the County of Nassau as authorized by Article 5-G of the General Municipal Law of the State of New York, to purchase an office trailer and related items to assist the Fire Department of the City of Long Beach in providing emergency services for the Department and in furtherance of the County Fire Mutual Aid Plan (“Project”); and

WHEREAS, by Resolution No. 86/21, the City entered into an Inter-Municipal Cooperation Agreement with the County of Nassau to receive funding of \$35,400.00, in the form of reimbursement, for the Purchase of an Office Trailer for the fire department in furtherance of the Project (“Old IMA”); and

WHEREAS, due to fluctuations in price and the needs of the City for a trailer that can properly house and accommodate our first responders, the price of a new trailer exceeded the funding set forth in the Old IMA; and

WHEREAS, through further inter-municipal cooperation, collaboration, and with the efforts of Legislator Denise Ford, the County of Nassau has proposed a new Inter-Municipal Agreement that will provide increased funding to reimburse the City in the amount of \$78,000.00 for the purchase of goods and services in connection with the Project (“New IMA”); and

WHEREAS, this increased reimbursement funding will enable the City to purchase adequate equipment, goods and/or services in furtherance of the Project;

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 the New IMA with the County of Nassau for the above-referenced Project; and be it further

RESOLVED, that the City Council adopts this resolution making a SEQRA environmental determination that the proposed Inter-Municipal Cooperation Agreement and Project will not have a significant effect on the environment and issues a negative declaration.

May 17, 2022

Item No. 13
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 June 7, 2022 at 7:00 p.m. on that day.

May 17, 2022

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Item No. 13
Resolution No.

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 V, Division 1, Section 15-175.3 of the Code of Ordinances of the City of Long Beach, as heretofore amended, shall be and the same is hereby added to read as follows:

“DIVISION 1. GENERALLY

...

Sec. 15-175.3. Angled Parking Spaces; Head-In Parking.

All vehicles in angled parking spaces shall park front end first. Any violation of this section shall be punishable in accordance with Section 15-22 of this chapter.”

Sec. 2. This Ordinance shall take effect immediately.

May 17, 2022

Item No. 14
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the City Manager to Amend an
Existing Agreement with Passport Labs, Inc., Formerly
Known as Complus Data Innovations, Inc.

WHEREAS, the City of Long Beach and Passport Labs, Inc., formerly known as
Complus Data Innovations, Inc., are parties to existing agreement which provides collection
agency services for parking violation summonses issued throughout the City; and

WHEREAS, the City of Long Beach desires to amend its existing agreement with
Passport Labs, Inc. to add the following provisions:

1. Passport shall assign any parking ticket that meets the following criteria to a
secondary collections process, where permitted: (a) at least ninety (90) days from
issue date (b) at least two (2) delinquent violation notices have been mailed on the
ticket (c) ticket remains open and unpaid. Passport will bill Provider thirty-five (35)
percent of parking ticket revenue collected on tickets sent to collections.
2. Passport agrees to upgrade the City to the latest version of the parking ticket
management system. As part of this upgrade:
Passport will upgrade nine (9) handheld ticket writers at no additional cost; and
Client agrees to monthly ACH remittance of web payments net Passport fees; and
3. Except as expressly amended herein, the remainder of the Agreement shall remain in
full force and effect;

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 amend an existing agreement with Passport Labs,
Inc., formerly known as Complus Data Innovations, Inc., to reflect the above detailed provisions,
with the remainder of the agreement to remain in full force and effect.