

CALENDAR
for
REGULAR MEETING OF THE COUNCIL
of the
CITY OF LONG BEACH
held
NOVEMBER 6, 2019

PUBLIC HEARING: Resolution Granting Waiver of Off-Street Parking Requirements Re: Premises 78 East Park Avenue (street floor), Long Beach, New York.

Re: Natural Healing Products Retail Store

1. Resolution Granting Waiver of Off-Street Parking Requirements Re: Premises 78 East Park Avenue (street floor), Long Beach, New York.
Re: Natural Healing Products Retail Store
2. Resolution Authorizing the Acting City Manager to Enter into a Software Agreement for the City's Tax Assessor's Office.
3. Resolution Authorizing the Acting City Manager to Amend the Agreement for the Replacement and Installation of a Pump at Well No. 16 at the Water Purification Plant and to Transfer Funds.
4. Resolution Authorizing the Acting City Manager to Make a Payment for the Long Beach Local Development Corporation.

November 6, 2019

Item No. 1
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Granting Waiver of Off-Street Parking Requirements Re:
Premises 78 East Park Avenue (street floor), Long Beach, New York.

WHEREAS, there has been presented to this Council an application pursuant to Section 9-112(18)(c) of Appendix A (Zoning Law) of the Long Beach Code of Ordinances, for waiver of off-street parking requirements for the premises located at 78 East Park Avenue (street floor), Long Beach, New York (Section 59, Block 97, Lot 134), between Edwards and Riverside Boulevard, having frontage of 20 feet, on behalf of the owner Sand Partners, LLC, 84 East Park Avenue, Long Beach , New York 11561 to be used as a Natural Healing Products Retail Store;

WHEREAS, a Public Hearing was held on this date;

NOW, THEREFORE, after due deliberation, be it

RESOLVED, by the City Council of the City of Long Beach, New York, that the application of owner Sand Partners, LLC, 84 East Park Avenue, Long Beach, New York 11561 for exemption with respect to the requirements for off-street parking at premises 78 East Park Avenue (street floor), having frontage of 20 feet, be and the same hereby is granted, only and during the time that such premises shall be used as a Natural Healing Products Retail Store.

November 6, 2019

Item No. 2
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the Acting City Manager to Enter into
a Software Agreement for the City's Tax Assessor's Office.

WHEREAS, the City's Tax Assessor's Office utilizes software called Property Assessment System (PAS), developed for the City of Long Beach by Software Consulting Associates, Inc. (SCA), our provider since 1996; and

WHEREAS, the current version of the software will soon become obsolete, and an upgrade to the software (PAS 2.0) will provide parcel information, residential and commercial inventory, sales history, present and previous owners, mailing and legal addresses, exemptions, property class, special district taxable value and assessed value, as well as allowing all current data to be transferred from PAS to PAS 2.0; and

WHEREAS, Software Consulting Associates, Inc., 54 Elizabeth Street, Ste. 17, Red Hook, New York 12571 is the sole provider of this software, with over 100 customers in the Tri-State area, and the City desires to enter into a new agreement with SCA to upgrade to PAS 2.0, at a one-time upgrade fee of \$34,000 and an annual maintenance and support fee of \$12,440, for a period of three years;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the Acting City Manager be and he hereby is authorized to enter into a new agreement with Software Consulting Associates, Inc., 54 Elizabeth Street, Ste. 17, Red Hook, New York 12571 for a system upgrade, at a one-time upgrade fee of \$34,000 and an annual maintenance and support fee of \$12,440, for a period of three years. Funds in the amount of \$34,000 will become available in Account No. H1020.52375 (Assessment Software Upgrade) and funds in the amount of \$12,440 are available in Account No. A1680.54445 (Maintenance Contracts-Information Technology).

November 6, 2019

Item No. 3
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the Acting City Manager to Amend
the Agreement for the Replacement and Installation of a Pump at
Well No. 16 at the Water Purification Plant and to Transfer Funds.

WHEREAS, pursuant to Resolution No. 22/19, duly adopted on April 2, 2019, the
City entered into an agreement with Layne Christiansen Co., 1126 Lincoln Avenue, Holbrook,
New York 11741 for the replacement and installation of a pump at Well No. 16, which shall
raise the existing well base and install a submersible well pump, motor and accessories; and

WHEREAS, during construction it was determined that the new pump was taking
in mud, indicating a possible void in the casing, requiring additional work involving additional
supplies and labor, at a cost of \$105,671.20;

NOW, THEREFORE, be it

RESOLVED, that the City Council hereby adopts this resolution and determines
that this proposed action constitutes a Type II action pursuant to SEQRA; and be it further

RESOLVED, by the City Council of the City of Long Beach, New York that the
Acting City Manager be and he hereby is authorized to amend the agreement with Layne
Christiansen Co., 1126 Lincoln Avenue, Holbrook, New York 11741 for additional work at
Well No. 16 located at the Water Purification Plant, at a cost of \$105,671.20. Funds in the
amount of \$100,000.00 are available in Account No. H2017.53046 (Various Plant
Improvements) and funds in the amount of \$5,671.20 will be available in Account No.
H2016.53046 (Various Plant Improvement) after the following transfer of funds is approved:

<u>Budget Code</u>	<u>Description</u>	<u>Transfer From:</u>	<u>Transfer To:</u>
H2016.52325	Well #19	\$3,452.00	
H2016.53035	Various System Upgrades	\$2,219.20	
H2016.53046	Various Plant Improvements		\$5,671.20

The following Resolution was moved by
and seconded by :

Resolution Authorizing the Acting City Manager to Make a
Payment for the Long Beach Local Development Corporation.

WHEREAS, the City of Long Beach is a municipal corporation organized and existing under the laws of the State of New York; and

WHEREAS, pursuant to its certificate of incorporation, the Long Beach Local Development Corporation (“LDC”) is a not-for-profit corporation existing under the Not-for-Profit Corporation Law of the State of New York, and “an instrumentality of, but separate and apart from, the City of Long Beach”; and

WHEREAS, pursuant to its certificate of incorporation, the LDC is established “exclusively for charitable purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code of 1986, as amended, to relieve and reduce unemployment, promote and provide for additional and maximum employment, improve and maintain job opportunities, and lessen the burden of government and act in the public interest”; and

WHEREAS, the mission and public objective of the LDC is to lessen the burden on the City by undertaking and promoting economic development initiatives in the Long Beach area that include real estate leasing, acquisition, development and management, real estate project finance and other community-based economic development activities, as permissible under the New York Not-for-Profit Corporation Law; and

WHEREAS, the City of Long Beach is the sole corporate member of the LDC and in accordance with GASB Statement No. 80, the LDC, although a legally separate entity, is in substance, part of the City of Long Beach’s government’s operations, and accordingly the LDC is included in the City’s financial statements as a blended component unit; and

WHEREAS, the LDC has an outstanding invoice from Albrecht, Viggiano, Zureck & Company, P.C. (AVZ), the independent auditing firm that provided auditing services to both the LDC and the City and needs an additional \$2,550 to pay said invoice; and

WHEREAS, AICPA ethics code section 1.230.010 states that the existence of unpaid fees for professional services previously rendered to an attest client may create self-interest, undue influence, or advocacy threats to AVZ’s compliance with the “Independent Rule”; and also constitute a valid business reason for AVZ not to release their work papers to the Bonadio Group, selected as the City auditors for the period ending June 30, 2019; and

WHEREAS, it is imperative for the successor auditor (The Bonadio Group) to review the predecessor auditor’s work papers (AVZ) in their initial year of the audit, and the timing of the release of prior period work papers by AVZ may affect the inception, progression and completion of the fiscal year 2019 audit fieldwork; and

WHEREAS, the City is required to file its’ audited financial statements with the federal clearing house nine months after the end of the City’s fiscal year (March 31, 2020); and

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Item No. 4
Resolution No.

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, that the Acting City Manager be and is hereby authorized to make a payment of \$2,550 to Albrecht, Viggiano, Zureck & Company, P.C. on behalf of the Long Beach Local Development Corporation, payable from Account No. A1990.54406 (Contingency), for the outstanding invoice for auditing services provided.