

CALENDAR
for
REGULAR MEETING OF THE COUNCIL
of the
CITY OF LONG BEACH
held
SEPTEMBER 6, 2022

PUBLIC HEARING: Resolution Granting Waiver of Off-Street Parking Requirements Re: Premises 301 West Park Avenue, (street floor), Long Beach, New York.

Re: Convenience Store

1. Resolution Granting Waiver of Off-Street Parking Requirements Re: Premises 301 West Park Avenue, (street floor), Long Beach, New York.
Re: Convenience Store
2. Resolution Authorizing the City Manager to Amend the Current Agreement for Engineering Services to Prepare a Saltwater Intrusion Study.
3. Resolution Authorizing the City Manager to Apply for and Accept, if Awarded, a New York State Environmental Facilities Corporation Water Infrastructure Improvement Act Grant for the 1.25 Million Gallon Elevated Water Storage Tank Project for the Maximum Cost of \$9,240,540.
4. Resolution Authorizing the City Manager to Apply for and Accept, if Awarded, a New York State Environmental Facilities Corporation Water Infrastructure Improvement Act Grant for the Replacement of Well No.16.
5. Resolution Authorizing the City Manager to Apply for and Accept, if Awarded, a New York State Environmental Facilities Corporation Water Infrastructure Improvement Act Grant for “The Walks” Utility Upgrades.
6. Resolution Authorizing the City Manager to Accept a Donation from Anthony Rector of Refinements LTD.
7. Resolution Authorizing the Continued Retention of The Bonadio Group as Independent Auditors for Fiscal Years Ending June 30, 2022, 2023 and 2024.

8. Resolution Authorizing the City Manager to Purchase One (1) 2021 Ford Police Interceptor Utility (Hybrid) AWD Base Vehicle for the City's Police Department and to Amend the Budget.
9. Resolution Authorizing the City Manager to Enter into a Software License and Maintenance Agreement for the Records Management System for the City's Police Department.
10. Resolution Authorizing Amendments to the Urban Development Fund Budget Years 2021, 2022 and 2023.
11. Resolution Authorizing the City Manager to Approve a Purchase Order for the Rental of Various Amusement Rides for the City of Long Beach 24th Annual Fall Festival-Centennial Celebration.
12. Resolution Authorizing Payment for the Alpine Software System for the Long Beach Fire Department.
13. Resolution Adopting a Donation Policy for the City of Long Beach.
14. Resolution Authorizing Publication of a Notice of Public Hearing of an Application to Waive the Off-Street Parking Requirements for Premises: 60 West Park Avenue (second floor), Long Beach, New York.
Re: Escape Room
15. Resolution Authorizing Publication of a Notice of Public Hearing of an Application to Waive the Off-Street Parking Requirements for Premises: 220 West Park Avenue (street floor), Long Beach, New York.
Re: Coffee Shop with a Golf Simulator
16. 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.
17. Resolution Authorizing Publication for Hearing of an Ordinance to Amend the Code of Ordinances of the City of Long Beach Re: Automatic Alarm Systems.
18. Approval of Minutes of Prior Meeting of July 19, 2022.

September 6, 2022

Item No. 1
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Granting Waiver of Off-Street Parking Requirements
Re: Premises 301 West 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 301 West Park Avenue (street floor), Long Beach, New York (Section 59, Block 46, Lot 141) between Lafayette and Laurelton Boulevards, having frontage of less than 20 feet, on behalf of the owner Charles McAvoy, 301 W. Park Avenue, Long Beach, New York 11561 to be used as a Convenience 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 the owner Charles McAvoy, 301 W. Park Avenue, Long Beach, New York 11561 for exemption with respect to the requirements for off-street parking at premises 301 West Park Avenue (street floor), having frontage of less than 20 feet, be and the same hereby is granted, only and during the time that such premises shall be used as a Convenience Store.

September 6, 2022

Item No. 2
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the City Manager to Amend the
Current Agreement for Engineering Services to Prepare
a Saltwater Intrusion Study.

WHEREAS, pursuant to Resolution No. 121/21, duly adopted by the City Council on July 20, 2021, the City entered into an agreement with P.W. Grosser Consulting, Inc., 630 Johnson Avenue, Bohemia, New York 11716 for engineering services to prepare and review existing groundwater models related to the Lloyd Aquifer; review data related to pumpage trends and chloride data; provide an opinion on the timing of existing wells being impacted by saltwater; develop options for meeting water needs in the event of saltwater intrusion and prepare a cost analysis of supply options; and

WHEREAS, the project was predicated on PW Grosser Consulting, Inc. utilizing the Nassau County Groundwater Model and the United States Geological Survey (USGS) Saltwater Model as the basis of the study; and

WHEREAS, the Nassau County Groundwater Model is outdated and no longer suitable for the study; and

WHEREAS, the USGS is currently updating its own model and it is expected to be publicly available at the end of 2023; and

WHEREAS, the current available USGS Long Island Ground Water model is the 2005-15 regional steady state groundwater flow model, which is also insufficient for the study because it is not set up to simulate saltwater interface conditions other than using the interface as a model boundary condition; and

WHEREAS, P.W. Grosser Consulting, Inc. is proposing to construct a sub-regional transient groundwater model specific to the City which will provide the City with its own model that can be run, modified and updated independently of other agencies at any time based on changing conditions, as new data becomes available for preferred scenarios the City would like to analyze or investigate, allowing the current water resource plan related to the potential for saltwater intrusion to be completed before the USGS model is available in 2023, at an additional cost of \$50,000;

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 current agreement with P.W. Grosser Consulting, Inc., 630 Johnson Avenue, Bohemia, New York 11716 to prepare a three-dimensional sub-regional numerical groundwater model , at a cost of \$50,000. Funds are available in Account No. H2019.53074 (Saltwater Intrusion).

September 6, 2022

Item No. 3
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the City Manager to Apply for and Accept, if Awarded, a New York State Environmental Facilities Corporation Water Infrastructure Improvement Act Grant for the 1.25 Million Gallon Elevated Water Storage Tank Project for the Maximum Cost of \$9,240,540.

WHEREAS, the New York State Environmental Facilities Corporation (“EFC”), through the funding authorization of the New York State Water Infrastructure Improvements Act (“WIIA”), is offering \$225 million in grants for wastewater and drinking water projects during the 2022-2023 state fiscal year to selected municipalities with infrastructure projects that protect public health and/or improve water quality; and

WHEREAS, by Resolution No. 75/15, duly adopted on July 7, 2015, the City entered into an agreement with D&B Engineers & Architects, to prepare the plans and specifications for the decommissioning, removal and replacement of the water storage tank and the engineering report to support the City’s EFC funding application for the 1.25 Million Gallon Elevated Water Storage Tank Project; and

WHEREAS, the City intends to undertake the 1.25 Million Gallon Elevated Water Storage Tank Project at a maximum total project cost of \$9,240,540 and the grant program may provide up to 60% of the project cost up to \$5,000,000, if successfully awarded; and

WHEREAS, as based on the total estimate, the City’s portion will be \$4,240,540; and

WHEREAS, the source of funding for the Project shall be derived from a 2019 bond authorization #3035/19 of September 3, 2019; and

WHEREAS, this Council has determined that undertaking the 1.25 Million Gallon Elevated Water Storage Tank Project and applying for and accepting, if awarded, the New York State Environmental Facilities Corporation New York State Water Infrastructure Improvement Act Grant is in the best interests of the City of Long Beach; and

WHEREAS, the grant submission process requires the completion of the New York State Environmental Quality Review Act (SEQRA), which will be completed by the City’s consultant firm, H2M Architects and Engineers;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York that the 1.25 Million Gallon Elevated Water Storage Tank Project is hereby approved at the maximum total cost of \$9,240,540; and be it further

RESOLVED, that the City Manager be and is hereby authorized to apply for and accept if awarded, the New York State Environmental Facilities Corporation Water Infrastructure Improvements Act Grant for the 1.25 Million Gallon Elevated Water Storage Tank Project; and be it further

RESOLVED, that the estimated City of Long Beach match in the amount of \$4,240,540 will be available once funds are borrowed, pursuant to bond authorization #3035/19 of September 3, 2019 in the amount of \$9,000,000, of which \$8,000,000 remains authorized and unissued, and \$500,000 was issued in September 2020 with \$29,382 remaining in Account No. H2021.52123 (Water Storage Tank); and \$500,000 was issued in February of 2022 and remains unspent and available in Account No. H2022.52125 (Replacement of Elevated Tank); and be it further

RESOLVED, that the City Manager be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests on behalf of the City of Long Beach and to execute all such further contracts and documentation and take such further actions as may be appropriate and necessary to accept such grant and administer the program funded thereby; and be it further

RESOLVED, that H2M Architects and Engineers, on behalf of the City, is hereby authorized to prepare and apply for, the New York State Environmental Facilities Corporation New York State Water Infrastructure Improvement Grant Application for the 1.25 Million Gallon Elevated Water Storage Tank Project.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the City Manager to Apply for and Accept, if Awarded, a New York State Environmental Facilities Corporation Water Infrastructure Improvement Act Grant for the Replacement of Well No. 16.

WHEREAS, the New York State Environmental Facilities Corporation (“EFC”), through the funding authorization of the New York State Water Infrastructure Improvements Act (“WIIA”), is offering \$225 million in grants for wastewater and drinking water projects during the 2022-2023 state fiscal year to selected municipalities with infrastructure projects that protect public health and/or improve water quality; and

WHEREAS, Well No. 16 previously collapsed and must be abandoned and replaced in order to maintain a viable water supply; and

WHEREAS, the City intends to install a new well and well house in the immediate vicinity of Well No. 16, at a maximum total project cost of \$5,000,000, which will be designated Well No. 16A; and

WHEREAS, by Resolution No. 42/21, duly adopted on March 16, 2021, the City entered into an agreement with H2M Architects and Engineers, to prepare the plans and specifications for the this project; and

WHEREAS, the City’s estimated cost for this project is \$4,000,000; and

WHEREAS, the City intends to undertake this project, with EFC providing up to 60% of the project cost up to \$5,000,000, with the City requesting \$4,000,000 and if awarded, the City share will be \$1,600,000 and the EFC share will be \$2,400,000; and

WHEREAS, the source of funding for the Project shall be derived from the bond authorization #3053/21 of July 6, 2021; and

WHEREAS, this Council has determined that undertaking the replacement of Well No. 16 and applying for and accepting, if awarded, the New York State Environmental Facilities Corporation New York State Water Infrastructure Improvement Act Grant is in the best interests of the City of Long Beach; and

WHEREAS, the grant submission process requires the completion of the New York State Environmental Quality Review Act (SEQRA), which will be completed by the City’s consultant firm, H2M Architects and Engineers;

NOW, THEREFORE, be it

RESOLVED, that the City Manager be and is hereby authorized to apply for and accept if awarded, the New York State Environmental Facilities Corporation Water Infrastructure Improvements Act Grant for the replacement of Well No. 16, in the amount not to exceed \$4,000,000; and be it further

RESOLVED, that the estimated City of Long Beach match in the amount of \$1,600,000 is available pursuant to authorization #3053/21 for \$4,000,000, of July 6, 2021; and be it further

RESOLVED, that H2M Architects and Engineers, on behalf of the City, is hereby authorized to prepare and apply for, the New York State Environmental Facilities Corporation New York State Water Infrastructure Improvement Grant Application for the replacement of Well No. 16; and be it further

RESOLVED, that the City Manager be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests on behalf of the City of Long Beach and to execute all such further contracts and documentation and take such further actions as may be appropriate and necessary to accept such grant and administer the program funded thereby.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the City Manager to Apply for and Accept, if Awarded, a New York State Environmental Facilities Corporation Water Infrastructure Improvement Act Grant for “The Walks” Utility Upgrades.

WHEREAS, the New York State Environmental Facilities Corporation (“EFC”), through the funding authorization of the New York State Water Infrastructure Improvements Act (“WIIA”), is offering \$225 million in grants for wastewater and drinking water projects during the 2022-2023 state fiscal year to selected municipalities with infrastructure projects that protect public health and/or improve water quality; and

WHEREAS, “The Walks” neighborhood was built in the 1930’s and the utilities, including the potable water and the sanitary sewer are all original and are well past their life expectancies and the need to replace/upgrade the existing services is now a reality; and

WHEREAS, by Resolution No. 30/18, duly adopted on March 20, 2018, the City entered into an agreement with D&B Engineers & Architects, to prepare the plans and specifications for the this project; and

WHEREAS, the City’s estimated cost for the project is \$1,075,000; and

WHEREAS, the City intends to undertake this project, with EFC providing up to 60% of the project cost up to \$5,000,000, with the City requesting \$1,075,000 and if awarded, the City share will be \$430,000 and the EFC share will be \$645,000; and

WHEREAS, the source of funding for the Project shall be derived from the bond authorization #3036/19 of September 3, 2019; and

WHEREAS, this Council has determined that undertaking the replacement and upgrades to the water and sewer systems in The Walks and applying for and accepting, if awarded, the New York State Environmental Facilities Corporation New York State Water Infrastructure Improvement Act Grant is in the best interests of the City of Long Beach; and

WHEREAS, the grant submission process requires the completion of the New York State Environmental Quality Review Act (SEQRA), which will be completed by the City’s consultant firm, H2M Architects and Engineers;

NOW, THEREFORE, be it

RESOLVED, that the City Manager be and is hereby authorized to apply for and accept if awarded, the New York State Environmental Facilities Corporation New York State Water Infrastructure Improvements Act Grant for utility upgrades in “The Walks”, in the amount not to exceed \$5,000,000; and be it further

RESOLVED, that the estimated City of Long Beach match in the amount of \$430,000 is available pursuant to authorization #3036/19 of September 3, 2019, in Account No. H2020.52296 (Water System Upgrades); and be it further

RESOLVED, that H2M Architects and Engineers, on behalf of the City, is hereby authorized to prepare and apply for, the New York State Environmental Facilities Corporation New York State Water Infrastructure Improvement Grant Application for the utility upgrades in “The Walks”; and be it further

RESOLVED, that the City Manager be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests on behalf of the City of Long Beach and to execute all such further contracts and documentation and take such further actions as may be appropriate and necessary to accept such grant and administer the program funded thereby.

September 6, 2022

Item No. 6
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the City Manager to Accept a Donation
from Anthony Rector of Refinements LTD.

WHEREAS, it is the desire of Anthony Rector of Refinements LTD., 115 Connecticut Avenue, Long Beach, New York 11561, to donate to the City a decorative planter, complete with native species, to be placed at the north street end of Connecticut Avenue atop the existing composite bulkhead; and

WHEREAS, Refinements LTD. will provide all labor, materials and equipment to erect the planter, at an estimated donation value of \$10,000; 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 a donation of a decorative planter, complete with native species, to be placed at the north street end of Connecticut Avenue atop the existing composite bulkhead, with an estimated value of \$10,000, from Anthony Rector of Refinements LTD., 115 Connecticut Avenue, Long Beach, New York 11561.

September 6, 2022

Item No. 7
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the Continued Retention of
The Bonadio Group as Independent Auditors for Fiscal
Years Ending June 30, 2022, 2023 and 2024.

WHEREAS, pursuant to Resolution No. 86/19, duly adopted by the City Council on October 16, 2019, the City retained The Bonadio Group, 488 Madison Avenue, 23rd floor, New York, New York 10022, engaging said firm as independent auditors for the City of Long Beach and its component unit Long Beach Local Development Corporation for the fiscal year audits ending June 30, 2019, 2020 and 2021; and

WHEREAS, the City of Long Beach is required by the Federal Single Audit Act of 1984 and 1996, and the provisions of Title 2 U. S. Code of Federal Regulations Part 200, Uniform Administration Requirements, Cost Principles and Audit Requirements for Federal Awards (Uniform Guidance), to have an annual audit of the financial statements of their entity and additional compliance, internal control and other audit and reporting requirements of the federal programs; and

WHEREAS, the opinion rendered by an independent auditor provides assurance on the financial position of government activities, business-type activities, each major fund and the aggregate remaining fund information of the City of Long Beach, and the respective changes in financial position and, where applicable, cash flows thereof, for the year under audit in accordance with accounting principles generally accepted in the United States of America and the Generally Accepted Government Auditing Standards (GAGAS) issued by the Comptroller General of the United States; and

WHEREAS, it is the desire of the City to continue the retention of The Bonadio Group as independent auditors for the City of Long Beach and its component unit Long Beach Local Development Corporation for fiscal year audits ending June 30, 2022, 2023 and 2024 at a cost of \$119,000 for FY 2022; \$121,000 for FY 2023 and \$124,500 for FY 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 enter into an agreement with The Bonadio Group, 488 Madison Avenue, 23rd floor, New York, New York 10022, engaging said firm as independent auditors for the City of Long Beach and its component unit Long Beach Local Development Corporation, for fiscal year audits ending June 30, 2022, 2023 and 2024 at a cost of \$119,000 for FY 2022; \$121,000 for FY 2023 and \$124,500 for FY 2024. Funds are available and will be available in Account No. A1315.54452 (City Comptroller -Auditing Fees).

The following Resolution was moved by
and seconded by :

Resolution Authorizing the City Manager to Purchase One (1)
2021 Ford Police Interceptor Utility (Hybrid) AWD Base
Vehicle for the City’s Police Department and to Amend the Budget.

WHEREAS, a City Police Department Ford Explorer was totaled in an accident
last winter when it was hit head-on by a drunk driver while stopped at a red light; and

WHEREAS, the City desires to purchase one (1) Ford Police Interceptor Utility
(Hybrid) AWD Base vehicle to replace the vehicle that was totaled; and

WHEREAS, Whitmoyer Ford, Inc., 1001 East Main Street, Mount Joy, PA
17552, an awarded vendor through New York State Office of General Services Contract
#PC69160, has this vehicle available, at a cost of \$38,500; and

WHEREAS, the City received insurance recovery money in the amount of
\$13,063.24, which was not included in the 2023 fiscal year operating budget, requiring an
amendment at this time;

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 one (1) Ford Police Interceptor Utility
(Hybrid) AWD Base vehicle 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, at a cost of \$38,500. Funds in the amount of \$24,095.80 are available in
Account No. H1022.52267 (Police Dept.-Vehicles) and funds in the amount of \$14,463.24 will
be available in Account No. H1022.52267 after the following budget amendment is hereby
authorized:

Increase Estimated Revenues: A10510		\$13,063.24
A0026.42680 Insurance Recoveries	\$13,063.24	
Increase Appropriations: A20960		\$13,063.24
A3120.52230 Police-Motor Vehicles	\$13,063.24	

September 6, 2022

Item No. 9
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the City Manager to Enter into a
Software License and Maintenance Agreement for the Records
Management System for the City's Police Department.

WHEREAS, the City's Police Department requires records management system
software to run its operations; and

WHEREAS, in August of 2017 the Police Department converted its software to
Admit Computer Services, Inc., d/b/a Impact, purchased through New York State Contracts
PM67378 and PT63645; and

WHEREAS, Admit Computer Services, Inc., d/b/a Impact has since been sold to
CentralSquare Technologies, LLC, 1000 Business Center Drive, Lake Mary, Florida 3274 and
the City's Police Department desires to continue using said records management software for a
period of one (1) year at a cost of \$42,981, renewable for four (4) more years with an increase
cost of five (5%) each year;

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 a contract with CentralSquare
Technologies, LLC, 1000 Business Center Drive, Lake Mary, Florida 3274 to renew the records
management system software license and maintenance utilized by the City's Police Department,
for an annual maintenance cost of \$42,981, renewable for four (4) more years with an increase
cost of five (5%) each year. Funds for year one are available in Account No. A1680.54445
(Information Technology-Maintenance Contracts).

September 6, 2022

Item No. 10
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing Amendments to the Urban
Development Fund Budget Years 2021, 2022 and 2023.

WHEREAS, the City will be utilizing Urban Development funds remaining in the
2021 year to purchase Fire Bunker gear; and

WHEREAS, the City will be utilizing Urban Development funds in the amount of
\$72,399.96 in the 2022 year to purchase Community Development vans and \$30,000 to purchase
power washers to clean the communities and local parks;

NOW, THEREFORE, be it

BE IT RESOLVED, by the City Council of the City of Long Beach, New York,
that the following amendments to the Urban Development Fund budgets for the 2021, 2022 and
2023 Fiscal Years are hereby authorized:

URBAN DEVELOPMENT FUND
2021 YEAR

Increase Estimated Revenues: SG1510	\$102,399.96
S8626.48300 Urban Development Rental Income	\$102,399.96
Increase Appropriations: SG20960	\$102,399.96
S8626.54410 Supplies & Materials	\$102,399.96

URBAN DEVELOPMENT FUND
2022 YEAR

Increase Estimated Revenues: SG1510	\$102,399.96
S8627.48300 Urban Development Rental Income	\$102,399.96
Increase Appropriations: SG20960	\$102,399.96
S8627.54410 Supplies & Materials	\$30,000.00
S8627.52230 Motor Vehicles	\$72,399.96

URBAN DEVELOPMENT FUND
2023 YEAR

Increase Estimated Revenues: SG1510	\$102,399.96
S8628.48300 Urban Development Rental Income	\$102,399.96
Increase Appropriations: SG20960	\$102,399.96
S8628.51101 Salaries	\$76,000.00
S8628.54440 Contract Services	\$26,399.96

September 6, 2022

Item No. 11
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing the City Manager to Approve a Purchase Order for the Rental of Various Amusement Rides for the City of Long Beach 24th Annual Fall Festival-Centennial Celebration.

WHEREAS, the City has solicited quotes from multiple vendors providing a professional service in compliance with the City's Procurement Policy, for the rental of various amusement rides for the City's 24th Annual Fall Festival to be held on Saturday, October 8th and Sunday, October 9th, 2022; and

WHEREAS, one quote was received in the Office of the City Purchasing Agent on August 22, 2022 from S&S Amusements, 201-B Freeman Avenue, Islip, New York 11751, for the rental of various amusement rides, including the required insurance, generators, fencing for all of the rides and ride operators, at a cost of \$38,372;

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 approve a purchase order for S&S Amusements, 201-B Freeman Avenue, Islip, New York 11751 for the rental of various amusement rides, including the required insurance, generators, fencing for all of the rides and ride operators for the City's 24th Annual Fall Festival to be held on Saturday, October 8th and Sunday, October 9th, 2022, at a cost of \$38,372.00. Funds are available in Account No. A7550.54440 (Celebrations-Contracted Services).

September 6, 2022

Item No. 12
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing Payment for the Alpine Software System
for the Long Beach Fire Department.

WHEREAS, the City's Fire Department has used the Alpine Software Corporation, PO Box 281, Pittsford, New York 14534 as its provider for an electronic system for record keeping, inventory, personnel records, advanced computer aided dispatching, reports, mobile data terminals and a redundant back-up for alerting the Fire Department members using app-based programs, for over twenty years; and

WHEREAS, Alpine Software Corporation is the sole source provider as the proprietary system vendor for the City, at a cost of \$20,637.54 for the period of December 18, 2021 to December 18, 2022;

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 make payment to Alpine Software Corporation, PO Box 281, Pittsford, New York 14534, the sole source provider for the Fire Department's software system, at a cost of \$20,637.54 54 for the period of December 18, 2021 to December 18, 2022. Funds are available in Account No. A3410.54440 (Fire Protection-Contracted Services).

September 6, 2022

Item No. 13
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Adopting a Donation Policy for the City of Long Beach.

WHEREAS, various stakeholders and supporters of the City of Long Beach from time to time wish to support the City's efforts and operations by making donations to the City;
and

WHEREAS, the purpose of this policy is to establish a process for acceptance and documentation of donations/gifts made to the City; and

WHEREAS, it is the desire of the City Council to establish a formal Donation Policy at this time;

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York, that the Donation Policy is hereby adopted.

September 6, 2022

Item No. 14
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing Publication of a Notice of Public Hearing of an Application to Waive the Off-Street Parking Requirements for Premises: 60 West Park Avenue (second 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 60 West Park Avenue (second floor), Long Beach, New York (Section 59, Block 84, Lot 9, 10) between Edwards and National Boulevards, having frontage of less than 20 feet, on behalf of the owner Merrick United Properties LLC, 1975 Hempstead Turnpike, East Meadow, New York 11554 to be used as an Escape Room:

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York, that a public hearing will be had before this Council upon said application at City Hall, 1 West Chester Street, in the City of Long Beach, New York, on September 20, 2022 at 7:00 p.m. on that date; and be it further

RESOLVED, that the City Clerk be and he hereby is authorized to cause a notice of said hearing to be published in the official newspaper of the City of Long Beach.

September 6, 2022

Item No. 15
Resolution No.

The following Resolution was moved by
and seconded by :

Resolution Authorizing Publication of a Notice of Public Hearing of an Application to Waive the Off-Street Parking Requirements for Premises: 220 West 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 220 West Park Avenue (second floor), Long Beach, New York (Section 59, Block 59, Lot 25) between Magnolia and Laurelton Boulevards, having frontage of less than 20 feet, on behalf of the owner Long Beach West LLC, 48E Old Country Road, Mineola, New York 11501 to be used as a Coffee Shop with a Golf Simulator:

NOW, THEREFORE, be it

RESOLVED, by the City Council of the City of Long Beach, New York, that a public hearing will be had before this Council upon said application at City Hall, 1 West Chester Street, in the City of Long Beach, New York, on September 20, 2022 at 7:00 p.m. on that date; and be it further

RESOLVED, that the City Clerk be and he hereby is authorized to cause a notice of said hearing to be published in the official newspaper of the City of Long Beach.

September 6, 2022

Item No. 16
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 September 20, 2022 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 VI, Division 2, Section 15-210(a)(5),15-212(a), 15-212(b) and 15-212(c)(1) 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. 15-210. Grounds For Removal and/or Immobilization; General Provisions.

(a) Grounds for Immobilization/Removal. The following vehicles shall be subject to removal and/or immobilization:

...

- (1) Vehicles which have **three (3)** or more outstanding and unpaid parking violations issued against them and which, after mailing to the registered owner a final notice, at the address provided by the Department of Motor Vehicles records, are found operated or parked on any public street, public highway, roadway, any portion of the entire width between the boundary lines of any way publicly maintained or on any property owned, leased by, or in the possession and control of, the City of Long Beach. A parking violation is deemed outstanding when said violation has not been answered by the required appearance date.”

“Sec. 15-212. Procedure for Redemption; Release; Charges.

- (a) Before the owner or any other person entitled to possession of a vehicle removed or immobilized pursuant to this division shall be permitted to repossession thereof, that person or authorized agent shall furnish satisfactory evidence of his or her identity and ownership or authorization from the owner to obtain the release of such motor vehicle, and shall make payment to the **City of Long Beach** for charges incurred in the immobilization or removal of such vehicle, as well as applicable administrative charges under this division. No such vehicle shall be released until the owner or authorized agent has established his or her identity and right to possession and has signed a proper receipt therefor.
- (b) Charges for Removal. The owner or other person entitled to possession of a vehicle removed pursuant to this division shall pay to the **City of Long Beach** a fee of one hundred twenty dollars (\$120.00) to cover administrative costs, as well as towing and storage charges in accordance with the following schedule:

...

(c) Charges for Immobilization.

- (1) An owner or other person entitled to possession of an immobilized vehicle pursuant to this division shall pay a two hundred and fifty dollar (\$250.00) immobilization charge to the **City of Long Beach.**”

Section 2. This Ordinance shall take effect immediately.

September 6, 2022

Item No. 17
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: Automatic Alarm Systems.

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: AUTOMATIC ALARM SYSTEMS.”
(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 September 20, 2022 at 7:00 p.m. on that day.

ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF LONG BEACH RE: AUTOMATIC ALARM SYSTEMS.

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

Sec. 1. Chapter 22, Article III, Sections 22-38, 22-39, 22-40, 22-40 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, and Sections 22-41 and 22-42 are hereby added to said Article, to read as follows:

“ARTICLE III. AUTOMATIC ALARM SYSTEMS

Sec. 22-38. Fees.

- (a) Each applicant for an alarm installer's mercantile license shall pay to the appropriate agency of the State of New York by postal money order the required fee for the search and report on his fingerprints.
- (b) Each new applicant for a permit to install and maintain an automatic alarm system for a residential property shall pay to the city a fee of **seventy-five dollars (\$75.00)** for said permit, valid for one (1) year. Permits are to be renewed every year at said rate.
- (c) **Each new applicant for a permit to install and maintain an automatic alarm system for a commercial property shall pay to the city a fee of one hundred fifty dollars (\$150.00) for said permit, valid for one (1) year. Permits are to be renewed every year at said rate.**
- (d) **Residential properties with existing permits shall pay to the city a fee of fifty dollars (\$50.00) for said permit, valid for one (1) year. Commercial properties with existing permits shall pay to the city a fee of one hundred dollars (\$100.00), valid for one (1) year. Permits are to be renewed every year at said rate.**

Sec. 22-39. False Alarm Notifications and Penalties.

- (a) The holder of an alarm permit or the person in control of an alarm system shall be subject to warnings, penalties and suspension or revocation of an alarm permit contingent upon the number of false alarm notifications transmitted from an alarm system within any one (1) calendar year, in accordance with the following graduated penalty schedule for each occurrence. More than one false alarm notification in any one day shall be counted as one (1) occurrence.

Residential / Permit Holder:

Alarm:	Penalty:
1 st	Warning
2 nd	\$50.00
3 rd	\$100.00
4 th	\$125.00
5 th	\$150.00

Residential / Non-Permit Holder:

False Alarm:	Penalty:
1 st	\$100.00
2 nd	\$125.00
3 rd	\$150.00
4 th	\$200.00
5 th	\$250.00

6 th	\$175.00	6 th	\$300.00
7 th	\$200.00	7 th	\$350.00
8 th	\$225.00	8 th	\$400.00
9 th	\$250.00	9 th	\$450.00
10 th or More	\$275.00	10 th or More	\$500.00

Commercial / Permit Holder:

Alarm:	Penalty:
1 st	Warning
2 nd	\$100.00
3 rd	\$150.00
4 th	\$200.00
5 th	\$250.00
6 th	\$300.00
7 th	\$350.00
8 th	\$400.00
9 th	\$450.00
10 th or More	\$500.00

Commercial / Non-Permit Holder:

False Alarm:	Penalty:
1 st	\$200.00
2 nd	\$250.00
3 rd	\$300.00
4 th	\$350.00
5 th	\$400.00
6 th	\$500.00
7 th	\$600.00
8 th	\$700.00
9 th	\$750.00
10 th or More	\$800.00

- (b) **Newly installed alarm systems shall not be subject to false alarm notifications during the first ninety (90) days immediately following the completion of installation, subject to a maximum of three (3) false alarm notifications and provided that an alarm permit has been issued by the Police Department.**
- (c) **All residential alarm notifications must include an attempted telephone notification with two (2) calls back to the residence or secondary number by the privately operated central station before the Police Department is notified.**
- (d) **Any location/premises that fails to pay any fee or fine set forth in this chapter shall be issued a letter of warning prescribing a date certain that any outstanding fees or fines must be paid by the permit holder. Any location/premises that fails to pay such fees and/or fines timely, as prescribed in the letter of warning, may be subject to permit revocation, pursuant to Section 22-40, at the sole discretion of the Police Commissioner**

Sec. 22-40. Revocation and reissuance of permit.

- (a) The Police Department may revoke an alarm permit if it determines that:
 - (1) There is a false statement made in the application for a permit; or
 - (2) The permit holder has violated any provision of this Article; or

- (3) The permit holder has failed to make timely payments of any penalty fee pursuant to Section 22-39 within **thirty (30)** business days of receiving notice of said penalty fee; or
 - (4) A permit paid by an applicant by check is dishonored; or
 - (5) **There are ten or more false alarm activations in any twelve (12) month period and satisfactory documentation of repair of the alarm system has not been submitted; or**
 - (6) **The location/premises creates persistent false alarms. Persistent false alarms means ten (10) or more false alarms in any twelve (12) month period or five (5) false alarms in any thirty (30) day period.**
- (b) **A location/premises whose alarm permit has been revoked may be issued a new permit if said location/premises:**
- (1) **Submits an updated permit application and pays a permit reinstatement fee of one hundred dollars (\$100.00) for residential premises or two hundred dollars (\$200.00) for commercial premises; and**
 - (2) **Any permit that has been revoked for any reason, must pay the reinstatement fee prior to a permit being issued; and**
 - (3) Pays or otherwise disposes of all penalties issued to the person pursuant to this Article; and
 - (4) Submits proof that the alarm system has been inspected and properly maintained.
- (c) **A permit holder whose alarm permit has been revoked at any location may not be issued an alarm permit for any other location unless and until they have fulfilled the requirements of subsections (b)(1) through (b)(4) above.**

Sec. 22-41. Opportunity to be heard upon permit denial or revocation.

A person whose alarm permit application has been denied in accordance with this title or a person whose alarm permit has been revoked in accordance with the provisions of Section 22-40 may request reconsideration of the Police Department's determination. Such request must be made within fifteen (15) calendar days of the denial or revocation and submitted in writing to the attention of the Commissioner of Police, who shall then consider all information submitted and make a final determination as soon as practicable.

Sec. 22-42. Penalties and fines.

Any person operating an alarm system without a permit and who does not apply for an alarm permit within thirty (30) days after a false alarm notification shall be subject to a penalty fee as provided for in subsection (a) of Section 22-39. Any person operating an alarm system without a permit due to a prior revocation and who has not applied for a new alarm permit shall immediately be subject to a penalty fee as provided for in section 22-39 as a non-permit holder. Any penalty assessed pursuant to this subdivision shall be payable to the City of Long Beach."

Section 2. This Ordinance shall take effect immediately.