

**CITY OF SEA ISLE CITY, NEW JERSEY
CITY COUNCIL MEETING MINUTES
TUESDAY, APRIL 28, 2015 – 10:00 A.M.
COUNCIL CHAMBERS
SEA ISLE CITY PUBLIC SCHOOL**

ATTENDANCE: Mr. Gibson, Mr. Edwardi, Mr. Kehner, Ms. Tighe and Mr. Divney. Also attending was Administrator Mr. Savastano and Solicitor Mr. Baldini.

Council President Mr. Divney called the meeting to order and asked everyone to rise for the flag salute and prayer. He then announced the meeting had been advertised in accordance with P. L. 1975, Chapter 231.

Mr. Divney then asked for a motion to adopt the minutes of the 4-14-15 Regular Meeting and 4-14-15 Closed Session for content only. Motion moved by Mr. Kehner and seconded by Mr. Edwardi. All ayes followed, except Mr. Gibson abstained due to absence.

REPORTS-Mayor and Administrator: Mr. Savastano introduced Bill Dixon, DEP Bureau of Coastal Engineering Manager, Chris Constantino, DEP Project Manager and Dwight Pakan from the Army Corps of Engineers. Provided a power point presentation that gave an update on the beach replenishment project that has already begun in Ocean City.

Ms. Tighe asked for the locations of the handicap ramps and was told 32nd, 40th, JFK, 44th, 63rd and 85th. Mr. Gibson asked if consideration was given at 44th for the beach patrol building and was told it was handicap, but also vehicular access. Mr. Gibson also asked if the borrow area gets refilled and was told that most likely it does not.

PUBLIC COMMENT- Beach Replenishment:

Steve Hansbury-5712 Central Ave: Asked if 57th Street beach will soon be open and what will happen with the jetties. Mr. Constantino explained that the equipment will soon be moved from 57th Street and the jetties will mostly be covered. He next asked if the replenishment will affect surfing beaches and was told there will be some change but it is usually temporary.

Mike Monichetti-Mike's Seafood, Park Rd: Said that after the last meeting, he checked the maps of the borrow area and it is not in the area he originally thought. He then offered to take the representatives out on the fishing trawler if they were available.

Dan Tumolo-7407 Pleasure Ave: Said that the dunes in front of his property are 2ft. higher than the proposed 14 ft and asked if it will be leveled to that height. Mr. Constantino said no, the dunes will only be increased. Mr. Tumolo next questioned the ¾ x ¾ screening which was used on the last replenishment but created a problem with excessive crushed shells. Mr. Constantino said that the borrow site being used should reduce the amount of shell pieces, but there will be some.

Christina Weiler-74th St: Said she had several questions and Mr. Constantino gave her a business card. She did express concern that the grass path access height will be right next to her window.

Mr. Divney called for a break at 11:06 a.m. The meeting reconvened at 11:12 a.m.

REPORTS-Council: Mr. Divney introduced School Board President, Mr. Tumolo who presented a power point presentation of the School Budget.

REPORTS-Administration: Mr. Savastano stated that the Master Plan re-examination sub-committee continues to meet and is planning an on-line survey and public workshops beginning in July. The re-exam is expected to be finalized the end of 2016.

Director of Community Services, Kathryn Custer reported that the Beautification Committee has commissioned local artists to paint murals on the large electrical boxes along Landis Avenue and 1 in Braca Plaza. The painting will be done on Community Day, May 16, 2015.

ORDINANCES - Second Reading and Public Hearing: Mr. Divney asked for a motion to take up Ordinance No. 1578 for second reading and public hearing. Motion moved by Mr. Gibson and seconded by Mr. Edwardi. All ayes followed. The clerk read the Ordinance by title: **1578 – An Ordinance to Amend the Revised General Ordinances of the City of Sea Isle City, Chapter 4 Entitled “General Licensing” Relating to Regulations of Taxicabs and all Vehicles for Hire; Creating a Regulatory Framework for Operation of Vehicles for Hire; Declaring Certain Conduct to be Unlawful for Vehicles Engaged in the Business of Carrying Passengers for Hire and the Owners and Drivers Thereof and Providing Penalties for Violations Thereof.** Mr. Baldini explained that this will require internet-based vehicles for hire to be licensed like all other taxicabs.

PUBLIC COMMENT:

John Fee-220 43rd St: Asked what would be considered “unlawful” and Mr. Baldini said operating without a license.

Christina Weiler-74th St: Said that she supports the licensing regulation.

Mr. Divney then asked for a motion to adopt Ordinance 1578 on second reading. Motion moved by Ms. Tighe and seconded by Mr. Edwardi. All ayes followed.

Mr. Divney asked for a motion to take up Ordinance No. 1579 for second reading and public hearing. Motion moved by Mr. Gibson and seconded by Mr. Edwardi. All ayes followed. The clerk read the Ordinance by title: **1579 – An Ordinance to Amend the Revised General Ordinances of the City of Sea Isle City, Chapter 7 Entitled “Traffic” Regulating the Speed Limit on Venicean Road and Pleasure Avenue and Designating One-Way Traffic on Portions Length of Pleasure Avenue.** The clerk explained that the second “WHEREAS” had a typo and was changed from the “entire length” to “portions of” Pleasure Avenue. Mr. Baldini added that he has determined that it is not a significant change and will not require re-advertisement. Mr. Divney explained that these recommendations came out of a committee to review certain issues.

PUBLIC COMMENT – As amended:

Dam Tumolo-7407 Pleasure Ave: Suggested the 15 MPH only be effective in the summer.

Christina Weiler-74th St: Agreed the 15 MPH should only be during summer months.

Mr. Edwardi agreed that 15 MPH in the winter does not make sense.

Chief D’Intino indicated that it does make sense because constantly changing the speed limit leads to confusion.

Mr. Divney next asked for a motion to adopt Ordinance No. 1579 as amended. Motion moved by Ms. Tighe and seconded by Mr. Kehner. All ayes followed, except Mr. Edwardi voted no.

CITIZEN COMMENT~ Resolutions on Consent Agenda: There was no public comment on the resolutions.

RESOLUTION – Consent Agenda:

070 – Authorizing the Approval of Vouchers

071 – Authorizing Approval of a Raffle Application *{Modonna Marie Council #3560, Knights of Columbus}*

072 – Authorizing the Award of Non-Fair and Open Contracts for Recreation Programs

073 – Honoring Sea Isle City’s Historical Society and Museum President Mike Stafford

074 – Designating First Full Week of May Each Year as “Coast Guard Community Week” in Cape May County, and Establishing 2015 “Coast Guard Community Festival” *{May 8 to May 10}*

075 – Authorizing Change Order No. 1 for Construction of 46th Place Bulkhead at Rio Delle Ponte, South Side *{Net Increase of \$8,422.00 or 5.06% of total contract}*

076 – Authorizing Award of Contract for Utility Reconstruction, 36th & 37th Streets, Cini to Landis *{Garden State General Construction \$431,353.40}*

077 – Confirming Mayor Desiderio’s Nomination for the Re-Appointment of Municipal Judge for the City of Sea Isle City

078 – Authorizing Fireworks Display for July 4 and December 31, 2015

079 – Authorizing Award Firework Shows for the Calendar Years 2015-2016 Bid with Ocean City Cooperative Pricing Members (251OCCPS) *{Pyrotechnic Forewords, Inc. \$53,075.00 each year for July 4th and December 31}*

080 – Authorize Advertisement of Bids for RFPs – Construction Administration of City-Scape Project Landis Avenue - 39th – 43rd Streets

081 – Authorizing the Issuance of a License to Conduct Amusement Games *{Funtown Arcade}*

Mr. Divney next asked for a motion to approve the consent agenda, Resolutions #070 to 081. Motion moved by Mr. Gibson and seconded by Mr. Kehner. All ayes followed.

PENDING BUSINESS: Mr. Divney announced that the next Council meeting will be Saturday, May 16, 2015 at 9:00 a.m. prior to Community Day that begins at 10:00 a.m.

NEW BUSINESS: Discussion regarding proposed ordinance to allow outside showers to encroach in the rear yard set-backs on 95’ lots. Mr. Kehner said there were approximately 300 properties that have shower stalls and when going to the zoning office to replace, are learning that the enclosure encroaches into the rear yard set-back and the homeowner would need a variance to replace it. Mr. Baldini further explained that the same houses are built on 95’/100’ lots as the 110’ lots, but there is no shower enclosure on the smaller lot, just the outside shower; but overtime they become enclosed, some legally and some illegally. He said that this will allow the enclosures within the set-back and would not create any density. Ms. Tighe asked if the ordinance only addressed the 95’ lot setbacks and Mr. Baldini said no it would be for all lot sizes. She then expressed concern that going forward developers would then build to the max and somehow it would be taken advantage of and Mr. Divney agreed. Mr. Kehner and Mr. Edwardi felt that it needed to be addressed and Mr. Divney agreed, but questioned whether it should be part of the Master Plan re-exam. Ms. Tighe suggested only allowing the setback changes on the 95’/100’ lots or grandfathering the problem ones now, but keep the ordinance the same regarding set-backs so a variance would be needed if in the future an illegal structure is put in place. After much discussion, all agreed that Mr. Baldini will draft an ordinance for the 5/26/15 meeting to address only the current problems and in the interim, the proposed ordinance will be sent to the Planning and Zoning Boards for input.

CITIZEN COMMENT:

Christina Weiler-74th St: Suggested reaching out to a theater group to utilize Excursion Park and complained about the abundance of poison ivy on the promenade. Regarding outside showers, she suggested making it a requirement on new construction, so that illegal ones aren’t added afterwards.

Matt Iannone-Freda Real Estate: Said that he was one of several realtors that asked for the shower ordinance because he recently sold a house and the new owners wanted to replace the vinyl fence around the shower stall and learned that it was encroaching into the rear yard and would need a variance.

Mr. Divney asked for a motion to adjourn. Motion moved by Mr. Gibson and seconded by Ms. Tighe. All ayes followed and the meeting adjourned at 12:40 p.m.