

**CITY OF SEA ISLE CITY, NEW JERSEY**  
**CITY COUNCIL MEETING MINUTES**  
**WEDNESDAY, FEBRUARY 13, 2013 – 10:00 AM**  
**COUNCIL CHAMBERS**  
**SEA ISLE CITY PUBLIC SCHOOL**

**ATTENDANCE:** Mr. Divney, Mr. Edwardi, Ms. Tighe and Mr. Kehner. Also attending was Mayor Desiderio, Administrator Mr. Savastano and Solicitor Mr. Baldini. **ABSENT:** Mr. McHale.

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

Mr. Kehner then asked for a motion to adopt the minutes of the 1-22-13 Regular Meeting and 1-24-13 workshop. Motion moved by Ms. Tighe and seconded by Mr. Edwardi. All ayes followed.

**REPORTS-Mayor and Administrator:** Mayor Desiderio reported that the main item of concern for all municipalities are the new FEMA maps and regulations. He said that there have been numerous meetings and that as recently as yesterday many elected officials met with the Governor's staff in Trenton and today he will participate in a phone conference with Mayor's from Atlantic, Cape May and Ocean counties to discuss a joint effort to meet with Congressman LoBiondo.

The Mayor next reported that on Friday, 2/15/13 Sea Isle will have the largest ribbon cutting in New Jersey's history to stretch 1.5 miles along the promenade sponsored by Chamber and Revitalization. Special Olympian Maureen Larson will cut the ribbon. The Mayor went on to announce the events for the Polar Bear Plunge weekend.

Jim Bennett, Chairperson of the Tourism Commission next gave a power point presentation of the Commission's marketing and advertising plan for 2013.

**REPORTS-Council:** Mr. Kehner announced that the March council meetings of 3/12/13 and 3/26/13 have both been cancelled and that there will be one March meeting on 3/19/2013 at 6:00 pm.

**ORDINANCES-Introduction and First Reading:**

Mr. Kehner asked for a motion to introduce Ordinance 1537 on first reading. Motion moved by Mr. Divny and seconded by Mr. Edwardi. All ayes followed. The clerk read the ordinance by title: **1537 - Calendar Year 2013 Ordinance to Exceed The Municipal Budget Appropriation Limits and to Establish a CAP Bank.** Mr. Savastano explained that the ordinance is routinely adopted to allow municipalities to bank CAP funds in the event that it needs to exceed the CAP; however, Sea Isle does not exceed the CAP.

Mr. Kehner then asked for a motion to adopt ordinance 1537 on first reading and publish according to law. Motion moved by Mr. Edwardi and seconded by Ms. Tighe. All ayes followed. Mr. Kehner announced second reading and public hearing will be 3-19-2013 at 6:00 pm.

Mr. Savastano provided a summary of the newly issued FEMA maps and regulations and the Governor's Executive Order requiring new construction to be built to the base flood elevation. After the visit to Trenton as reported by the Mayor, it is recommended that the Council introduce draft #2 that mandates new construction be built to the new standards. Mr. Baldini went on to provide an explanation of ABFE (Advisory Base Flood Elevation) and that FEMA is suggesting that the Coastal A Zone build to the standards of the V Zone. Mr. Baldini suggested the Council consider adding a sentence to the introduced ordinance to require it as it may help with consistency and retention of the CRS Program. There was much discussion among Council members, Mr. Baldini and Joe Freda from the audience who suggested allowing the height with "breakaway" walls on the bottom but Mr. Baldini expressed concern that "breakaway" could get converted into permanent and enforcement would be a problem. Mr. Savastano concluded by saying that the regulations and maps continue to change and suggested adopting draft #2 mandating the height but leave the recommended standards to the homeowner's discretion. In conclusion, all agreed to introduce Ordinance 1538, Draft 2, without the suggested standards and that the Construction office should have applicants sign-off that the standards were presented and they choose not to build to them.

**1538 – {Draft #1}An ordinance to Amend Chapter 26 of the Revised General Ordinances of the City of Sea Isle City Entitled "Zoning" to Allow for Building to BFE or ABFE Standards**

**OR**

**1538 – {Draft #2}An ordinance to Amend Chapter 26 of the Revised General Ordinances of the City of Sea Isle City Entitled "Zoning" to Mandate Building to ABFE Standards**

Mr. Kehner asked for a motion to introduce Ordinance 1538 (draft #2) on first reading. Motion moved by Mr. Divney and seconded by Ms. Tighe. All ayes followed. The clerk read the ordinance by title: **1538 – {Draft**

**#2}An ordinance to Amend Chapter 26 of the Revised General Ordinances of the City of Sea Isle City Entitled “Zoning” to Mandate Building to ABFE Standards.**

Mr. Kehner then asked for a motion to adopt ordinance 1538 on first reading and forward to the planning board for its review. Motion moved by Mr. Divney and seconded by Ms. Tighe. All ayes followed.

**ORDINANCES-Second Reading and Public Hearing:**

Mr. Kehner asked for a motion to take up Ordinance 1532 for second reading and public hearing. Motion moved by Mr. Edwardi and seconded by Ms. Tighe. All ayes followed. The clerk read the ordinance by title: **1532 – An Ordinance to Amend Chapter 26, Article 6 of the Revised General Ordinances of the City of Sea Isle City Entitled “Commercial Districts” to Set a Standard for Parking in the “C” Zones.** Mr. Baldini explained that there were 2 “typos” as introduced; the word “isle” should be changed to “aisle” throughout and 26.55-12 should be changed to 26.55-11.

**PUBLIC COMMENT:**

**Ann Organ-209 39<sup>th</sup> St:** Asked what the changes were and Mr. Kehner explained that it will change the parking spot requirement for residential in the mixed-use zone from 1 up to 3 based on the square footage.

Mr. Kehner then asked for a motion to adopt ordinance 1532 on second reading. Motion moved by Mr. Divney and seconded by Mr. Edwardi. All ayes followed.

Mr. Kehner asked for a motion to take up Ordinance 1533 for second reading and public hearing. Motion moved by Ms. Tighe and seconded by Mr. Divney. All ayes followed. The clerk read the ordinance by title: **1533 – An Ordinance to Amend Chapter 26, Section 23.5 of the Revised General Ordinances of the City of Sea Isle City Entitled “Stacked Parking Prohibited” to Regulate Mechanical Parking Lifts.** Mr. Baldini explained that after introduction, Council agreed to amend the ordinance prohibiting lifts in residential zones to be counted as a parking space.

**PUBLIC COMMENT:** There was no public comment on Ordinance 1533 as introduced.

Mr. Kehner then asked for a motion to amend ordinance 1533 on second reading and forward the amendment back to the Planning board for its review. Motion moved by Ms. Tighe and seconded by Mr. Edwardi. All ayes followed. The ordinance amendment will be re-advertised for second reading and public hearing on March 19, 2013 at 6:00 pm.

Mr. Kehner asked for a motion to take up Ordinance 1535 for second reading and public hearing. Motion moved by Mr. Divney and seconded by Mr. Edwardi. All ayes followed. The clerk read the ordinance by title: **1535 – Bond Ordinance Providing for Various Capital Improvements of the City of Sea Isle City in the County of Cape May, New Jersey, Appropriating the Aggregate Amount of \$14,000,000 therefore and Authorizing the Issuance of \$14,000,000 Bonds or Notes of the City to Finance Part of the Cost Thereof.** Mr. Divney explained that this will fund the new facility after blue prints are approved. Mr. Savastano added that it also includes demolition and a new fire truck.

**PUBLIC COMMENT:** There was no public comment on Ordinance 1535.

Mr. Kehner then asked for a motion to adopt ordinance 1535 on second reading. Motion moved by Ms. Tighe and seconded by Mr. Divney. All ayes followed.

Mr. Kehner asked for a motion to take up Ordinance 1536 for second reading and public hearing. Motion moved by Ms. Tighe and seconded by Mr. Divney. All ayes followed. The clerk read the ordinance by title: **1536 – An Ordinance to Amend Chapter 7, Section 7-20.2 “Schedule A” of the Revised General Ordinances of the City of Sea Isle City Entitled ”Traffic” Pertaining to the Designation of a Handicap Parking Space.**

**PUBLIC COMMENT:**

**Dave Helfrich-21 36<sup>th</sup> Street:** Asked where the space would be and Mr. Kehner said the northwest corner of 36<sup>th</sup> & Landis.

Mr. Kehner then asked for a motion to adopt ordinance 1536 on second reading. Motion moved by Mr. Edwardi and seconded by Ms. Tighe. All ayes followed.

**RESOLUTION #018-Introduction of the 2013 Local Municipal Budget.** The clerk read the resolution indicating the amount to be raised by taxation and the public hearing to be scheduled for March 19, 2013 at 6:00 pm. Mr. Savastano explained the 1.9 cent increase is mostly due to the storm and debt service; a reduction of 1 cent by the use of surplus.

Mr. Kehner asked for a motion to adopt Resolution #018 – introduction of the 2013 budget. Motion moved by

Mr. Divney and seconded by Mr. Edwardi. A unanimous aye vote followed.

**CITIZEN COMMENT-Resolutions on Consent Agenda:**

**Ann Organ-209 39<sup>th</sup> St:** Asked about #22 and Mr. Kehner explained it opposes a bill that removes the time limit on workers compensation claims.

**RESOLUTION – Consent Agenda:**

- 019** – Authorizing Approval of Vouchers
- 020** – Adopting the Capital Plan for 2013 to 2017
- 021** – Establishing Beaches with Lifeguards in Attendance for the 2013 Summer Season
- 022** – Opposing Assembly Bill A-1196
- 023** – Authorizing Award of Contract for Construction of 43<sup>rd</sup> Place Bulkhead {*KG Marine \$234,543.50*}
- 024** – Resolution of the City of Sea Isle City, in the County of Cape May Making Application to the Local Finance Board Pursuant to N.J.S.A. 40A:2-7(d)

Mr. Kehner asked for a motion to adopt the resolutions on the consent agenda #020 to #024. Motion moved by Mr. Divney and seconded by Mr. Edwardi. All ayes followed.

**PENDING BUSINESS:** Ms. Tighe commended the Mayor and the Administration on the FEMA efforts.

Mr. Divney asked that the solicitor provide the response to the ceiling height interpretation at the next meeting and Mr. Baldini said he would get with the construction official and engineer and provide an answer at the next meeting.

**NEW BUSINESS:** Mr. Edwardi suggested additional traffic cones at the base of the bridge during the construction/polar bear weekend.

**CITIZEN COMMENT:**

**John Fee-220 43<sup>rd</sup> St:** Asked if the 20% CRS Flood Insurance Program discount was removed and Mr. Savastano explained that there is some change country-wide that affects 2<sup>nd</sup> homeowners.

**Craig Larson-4500 Park Rd:** Provided pictures of the dredged lagoon behind his home, and that the bulkhead at the street end still needs to be cleared and he has been waiting for a response from the City on when it may happen. Mr. Savastano said he has been in contact with Engineer Mr. Previti and since it is a “fire zone” for trucks to get water from the lagoon if needed, the City may be able to get it done with a backhoe. He will follow-up and ensure Mr. Larson gets a response.

**Brian Whelan-3310 Landis Avenue:** He said that he manufactures vinyl beach stands if the City is interested in replacing the older wooden ones.

**Mike Monichetti-4222 Park Road:** Agreed with Mr. Larson regarding the need for dredging at the bulkhead as he has the same problem in front of Mikes Seafood.

Mr. Kehner asked for a motion to adjourn. Motion moved by Mr. Divney and seconded by Ms. Tighe. All ayes followed and the meeting adjourned at 12:07 pm.

---

Cindy L. Griffith, City Clerk