

Regular meeting of the Harbor Commission of the Borough of Atlantic Highlands was held, Tuesday, November 9, 2004 at Borough Hall, 100 First Avenue, Atlantic Highlands, N.J.

Meeting was called to order at 7:00 P.M. with the following roll call:

PRESENT: Nolan, McDonald, Creutzburg, Marchetti, Ladiana, Frotton

ABSENT: Hoffmann

Mrs. Ladiana arrived at 7:05 P.M.

Also present were Attorney Leahey, Harbor Master Bate and Mrs. Cassese

Mr. Frotton advised this meeting is in compliance with the Open Public Meetings Act by virtue of the Annual Schedule Notice of January 7, 2004. Copy of the notice has been posted on the bulletin board in the Harbor Office and Borough Hall. The notice is also on file in the Borough Clerk's office. Formal action will be taken.

ADMINISTRATION:

Kris Krzyston of T&M Associates addressed the Commission on the status of the dredge permit which could possible be issued by next week.

Ken Kociela gave a presentation on Clean Marina Initiative, the purpose and goals of the program, non-point source pollution. Discussion followed and a plan for the marina will be instituted.

Mr. McDonald offered a motion approving minutes of Regular Meeting held 11/10/12/04 as recorded, seconded by Mrs. Marchetti and upon roll call was carried. Mrs. Ladiana voted no.

Mr. McDonald offered a motion approving the payment of bills, seconded by Mrs. Marchetti and upon roll call was carried.

COMMITTEE REPORTS:

LEASES:

Mr. Creutzburg advised he and Mrs. Marchetti had met with members of the Yacht Club regarding fees collected by the club for rental of transient moorings.

Mr. Creutzburg offered a motion that a five-year contract be established between the Commission and the Yacht Club for this rental fee which would increase \$1.00 per year. Motion was seconded by Mrs. Marchetti and upon roll call was carried.

OPERATIONS COMMITTEE:

Mr. McDonald advised the fuel dock is closed due to budgetary constraints. Mr. Leahy will research if funds from other accounts can be transferred to the fuel account.

The hardware bid will be awarded to Jaspan Hardware, the sole bidder.

ADVERTISING:

Mr. Nolan advised the Chamber of Commerce is holding and Investors Gathering on 11/18/04 at the Atlantic Cinema and suggested an ad be taken in the brochure.

Mr. Nolan offered a motion to take an ad in the brochure in the amount of \$500.00, seconded by Mrs. Ladiana and upon roll call was carried.

FINANCE:

Mrs. Ladiana reported she had met with the CFO regarding the 2005 budget. \$100,00.00 will be placed in the Capital Improvement fund for long term improvements.

Mrs. Frotton stated that no transfers of fund should take place without the permission of the Commission.

PERSONNEL:

Mrs. Marchetti reported that Joe Mess has been named Assistant Dock Master and will continue to be a great asset to the Harbor.

SPECIAL COMMITTEE: No report.

ADMINISTRATOR'S REPORT: No report.

ATTORNEY'S REPORT: No report.

HARBOR MASTER'S REPORT:

The Harbor Master's Report is on file in the Harbor Office.

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Mr. Bate reported we have received a grant to upgrade the pump-out system and the work will be done in January 2005.

A discussion was held on summer land storage and the problems that arise every year. It was decided that the west lot would no be used for storage, it will be used for parking in 2005. The back lot will be graded and electric and water will be supplied, and this lot and the east storage lot will be used for Summer Land Storage. The cost on the paved area will be \$900.00 and on the gravel lot \$750.00.

OLD BUSINESS: None

NEW BUSINESS: Mrs. Ladiana advised she had received complaints from residents regarding the noise created by sailboat halyards. The matter will be addressed by Mrs. Cassese.

Mrs. Frotton advised she would like to change Regular Meetings in 2005 for the first Tuesday of the month. This would give more time between Council and Harbor meetings. The Commission agreed.

Mr. Nolan reported a dangerous condition on a ramp for the Seastreak vessel. Mr. Nolan will report it to Seastreak.

CORRESPONDENCE:

Mrs. Frotton read letter from Mona Schreck requesting to place a bench with a plaque in the Harbor. Discussion followed and the Commission agreed to the request, however the bench would have to be the same as those on First Avenue.

Mrs. Frotton read letter from John Hitchcock regarding rates in the Harbor. Mr. Hoffmann will respond.

Mrs. Frotton asked if anyone from the public cared to address the Commission.

Ron Santee Jr. advised that a head boat had been sold and asked the Commissions policy on the slip. Mr. Bate advised the slip would be eliminated and the existing slips made wider and longer.

Mr. Santee requested a meeting of all the Captains with the Commission prior to this occurring. The Commission agreed to the meeting.

At 8:45 P.M. Mrs. Frotton advised the Commission would no go into Executive Session, the Regular Meeting would then re-convene and no formal action would be taken.

Mr. Nolan offered the following resolution and moved for adoption:

RESOLUTION

WHEREAS, the Atlantic Highlands Harbor Commission is subject to certain requirements of the Open Public Meetings Act, N.J.S.A. 10:4-6, et seq, and

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-12 provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution, and

WHEREAS, it is necessary for the Commissioners of the Atlantic Highlands Harbor Commission to discuss in an session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-4-12b and designated below:

Litigation

NOW, THEREFORE, BE IT RESOLVED by the Atlantic Highlands Harbor Commission assembled in pubic session on November 9, 2004 that it proceed into Executive Session for the discussion of matters relating to the specific items designated above.

It is anticipated that the deliberations conducted in closed session may be disclosed to the public upon determination of the Commissioners that the public interest will no longer be served by such confidentiality.

Resolution was seconded by Mr. McDonald and adopted upon the following roll call vote:

AYES: Nolan, McDonald, Creutzburg, Marchetti, Landian, Frotton

NAYS: None

There being no further business to come before the meeting, Mrs. Marchetti offered a motion to adjourn, seconded by Mr. McDonald and upon roll call was carried.

Meeting adjourned at 8:50.M.

