

Regular meeting of the Harbor Commission of the Borough of Atlantic Highlands was held, Tuesday, February 1, 2005 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: McDonald, Eaton, Hoffmann, Frotton, Ladiana, Marchetti

ABSENT: Nolan

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

Mrs. Marchetti advised this meeting is in compliance with the Open Public Meetings Act by virtue of notice having been sent to the official newspapers on January 5, 2005. 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

Mr. Hoffmann offered a motion approving minutes of Regular Meeting held 1/11/05 as recorded, seconded by Mr. Hoffmann and upon roll call was carried.

Mr. Hoffmann offered a motion approving minutes of Executive Session Meeting held 1/11/05 and that the minutes remain sealed until the need for confidentiality is no longer necessary. Motion was seconded by Mr. McDonald and upon roll call was carried.

COMMITTEE REPORTS:

LEASES: To be discussed in Executive Session.

OPERATIONS COMMITTEE:

Mr. McDonald advised he has spoken to Mr. Pituk regarding his request for Alsip for the excursion vessel Katinka and Mr. Pituk is interested in bringing the boat in this season.

Mr. Sanders, who had also requested a slip for an excursion boat advised his boat is not ready for this season and asked that the slip be held until next year. The Commission will advertise the slip in an attempt to fill it as soon as possible.

Seastreak has been running out of the marina last week and continues this week.

The letter from Melissa Ann Oxley requesting to sell flowers, etc. on Valentine's Day and future Fridays, on the blacktop near the ferry pier. Discussion followed and Mr. Eaton will look into the matter.

ADVERTISING: No report.

FINANCE:

Mrs. Ladiana advised the budget committee will meet on 2/5/05.

Mrs. Ladiana also advised she is researching possible grants for the Harbor.

Mrs. Ladiana advised that since the Harbor meeting dates have been changed, vouchers will be forwarded to Borough Hall one week earlier in order to have a bill list of the Commission to review and approve.

PERSONNEL: No report.

SPECIAL COMMITTEE:

Mr. Hoffmann reported on parking recommendations which have been discussed with Chief Vasto. The committee recommends the following:

Limit parking in front and along side the Ocean Club and Bait & Tackle Shop to two hours between 8:00 A.M. and 6:00 P.M. seven days a week.

Senior Citizens Parking Lot: No overnight parking Monday to Friday, except for holidays.

Parking Lot west of the Shore Casino: No overnight parking Monday to Friday, except for holidays.

Tennis Court Lot east of the Shore Casino over to the Harbor Office, overnight parking for Harbor customers with decal and guest pass for dockage/mooring customers.

West Storage Lot: summer months: No parking restrictions.

The Commission agreed with all of the recommendations. Signs will be posted shortly for educational purposes. A no trespassing sign will be posted at the east end of the Harbor.

Mr. Hoffmann reported the Firemen's Fair will be held June 30, July 1 and 2. Fireworks will be on July 2, with a rain date of July 3, 2005.

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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.

Mr. Bate advised he had spoken with the Administrator of Belmar marina regarding their dredging project. Most of their dredge material was taken by Neptune for use in a landfill.

A meeting on dredging will be held here on 2/27/05 with the dredge committee and members of the State.

OLD BUSINESS: None

NEW BUSINESS: None

CORRESPONDENCE: Mrs. Marchetti read letter from the Sea Scouts regarding a rendezvous to be held July 15-17, 2005. The Commission approved the request.

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

No one appeared.

At 7:40 P.M. Mrs. Marchetti advised the Commission would now go into Executive Session, minutes of the session would be kept and made available to the general public when the need for confidentiality is no longer necessary.

Mrs. Ladiana 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 purposes when authorized by Resolution, and

WHEREAS, it is necessary for the Commissioners of the Atlantic Highlands Harbor Commission to discuss in a 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.

Leases and litigation

NOW, THEREFORE, BE IT RESOLVED by the Atlantic Highlands Harbor Commission assembled in public session on February 1, 2005 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. Hoffmann and adopted upon the following roll call vote:

AYES: McDonald, Eaton, Hoffmann, Frotton, Ladiana, Marchetti

NAYS: None

ABSENT: Nolan

Regular meeting re-convened at 8:30 P.M.

Mr. Hoffmann offered a motion to draw a contract between the Commission and the Atlantic Highlands Yacht Club regarding fees collected for use of transient moorings starting in 2005 at \$11.00 per rental and ending in 2009 at \$15.00 per rental. Motion was seconded by Mrs. Ladiana and upon roll call was carried.

Mr. Hoffmann offered a motion to renew lease with Miller Towing & Salvage for 2005 at \$19,542.85, payable quarterly, seconded by Mr. McDonald and upon roll call was carried.

Mr. Hoffmann offered a motion to renew lease with Seastreak for the office building to run concurrent with their other lease. Payment shall increase at the current rate of five percent (5%) per annum. Motion was seconded by Mrs. Frotton and upon roll call was carried.

Mr. Hoffmann offered a motion to renew vendor licenses at the rate of \$850.00 for 2005, seconded by Mrs. Frotton and upon roll call was carried.

Mr. Hoffmann offered a motion to rent and Excursion Slip to the appropriate vendor for the price of \$27,500.00 for 2005, seconded by Mrs. Frotton and upon roll call was carried.

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Councilman Lou Fligor appeared before the Commission and asked permission for the Earth Day Committee to place an osprey nest at the east end of the Harbor near the boardwalk area. Discussion followed about future concerns if the nest is in that location. Mr. Fligor will report back to the Commission and if there are no concerns the Commission would approve the nest.

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

Meeting adjourned at 8:35 P.M.

A handwritten signature in cursive script, appearing to read "Carol Casse".

Secretary