

Regular meeting of the Harbor Commission of the Borough of Atlantic Highlands was held Tuesday, July 8, 2008 at Borough Hall, 100 First Avenue, Atlantic Highlands, New Jersey.

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

PRESENT: McDonald, Hoffmann, Eaton, Curry, Marchetti, Doyle, Frotton

ABSENT: None

Also present were Attorney Corodemus, Mr. Hubeny, and Mr. Bate.

Mrs. Cassese was absent and minutes were taken by Mr. Bate.

Mrs. Frotton announced that this meeting is in compliance with the Open Public Meetings Act by virtue of the Annual Schedule Notice of January 2, 2008. 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.

CORRESPONDENCE:

Mrs. Frotton read letter from A.H. Recreation Committee requesting to use the tennis courts this fall. Discussion followed and the request was granted as long as it does not interfere with the Henry Hudson schedule.

A discussion was held on the request of Mrs. Rast to pay a lower vendor fee to sell ice-cream.

Mr. Eaton offered a motion to set the fee at \$100.00 per month for the balance of this season and in 2009 \$100.00 per month with a minimum of \$400.00., seconded by Mr. Hoffmann and upon roll call was unanimously carried.

Mrs. Frotton read letter from Laura Persons requesting to use the gazebo for a special children's club from July 28th to August 1st. Discussion followed. Mr. Curry offered a motion to grant the request as long as it does not interfere with the normal operation of the Harbor, seconded by Mr. Hoffmann and upon roll call was unanimously carried.

ADMINISTRATION:

Mrs. Marchetti offered a motion approving minutes of the Regular Meeting held 6/10/08, as recorded, seconded by Mr. Hoffmann and upon roll call was carried.

Mr. McDonald abstained.

Mr. Curry offered a motion approving the minutes of the Executive Session held 6/10/08 as recorded, and that the minutes remain sealed until the need for confidentiality is no longer necessary, seconded by Mrs. Marchetti and upon roll call was carried.

Mr. McDonald abstained.

Mr. Doyle offered a motion approving the payment of bills for 6/11,6/21 and 7/9/08

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seconded by Mr. McDonald and upon roll call was unanimously carried.

Mr. Hoffmann asked if the oxygenation report has been received. Mr. Bate replied n but he would follow up.

COMMITTEE REPORTS:

CLEAN MARINA:

Mrs. Marchetti asked for a list of violations and warnings and the names of the offenders.

OPERATIONS:

Mr. McDonald discussed letter from Philip and Barbara Eatough. No decision was made at this time.

Mr. McDonald advised the launch ramp punch cards are now being issued.

Mr. Doyle asked about Helix moorings.

LEASES:

Mr. Eaton advised the leases for the Yacht Club and Shore Casino are progressing.

Mr. Hoffmann asked for Executive Session to discuss the Shore Casino Lease.

FINANCE:

Mr. Doyle commented on the current tax rate and monies needed from the Harbor to off-set the rate.

PERSONNEL/PLANNING:

Mr. Hubeny, Mr. Doyle and Mr. Curry will meet to discuss Security and personnel.

SPECIAL EVENTS FIREWORKS:

The fireworks were successful.

Mr. Bill Phillips, on behalf of the Fire Department thanked the Commissioners and Harbor Employees for their help during the fair.

LONG TERM PLANNING:

A discussion was held on the removal transport of 3,700 yds of sand from the dredge pit. Bonding will be required for move an additional 15, 000 yds.

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Montone Construction has moved a screening machine into the dredge pit area and is testing and will have a proposal shortly.

ADMINISTRATOR'S REPORT:

Mr. Hubeny advised there will be a bill for legal fees in the amount of \$12,000 for and ADA lawsuit.

Mr. Hubeny commented on a season pass customer who is running charters. A policy will have to be established for next year.
Sewer lift station is being repaired in the Harbor, total replacement is necessary possibly in the fall.

The Atlantic Highlands Princess matter will be forwarded to Mr. Corodemus.

Mr. Hubeny discussed replacement of the Fourth Avenue fence. The cost would be \$12,600 and could possible be done in the fall.

Peter Crosta requested to rent kayaks and to hold a fishing tournament in the fall. Mr. Hubeny will ask Mr. Crosta to submit a business plan to the Commission.

ATTORNEY'S REPORT:

Mr. Corodemus advised has received a replacement check from Mr. Amiel.

Mr. Corodemus contacted the US Coast Guard regarding fishing and netting in the harbor.

He is also checking with the State Police and the DEP.

The Farmer's Market is up and running, all necessary documents have been received from the vendors.

Shore Casino, Seastreak and the Yacht Club all have their leases for review.

HARBOR MASTER'S REPORT:

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

OLD BUSINESS: None

NEW BUSINESS: None

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

Emily Smith of the Yacht Club thanked the Commission for the fireworks and the fair.

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Muriel Smith asked Mr. Eaton to repeat his report from the Lease Committee.
Mrs. Smith asked several questions regarding the Shore Casino lease.

Councilman Fligor advised there will be a Mayor's Ball on October 3, 2008 to raise money for the library.

Joe Hawley advised he is selling banners to raise money for the library.

Michelle Rast thanked the Commission for considering her vendor fee.

Mrs. Frotton advised the Commission would now go into Executive Session to discuss leases. The Regular Meeting will be re-convened and formal action might be taken at that time.

At 8:50 PM Mr. Hoffmann offered the following resolution and moved for adoption:

RESOLUTION NO.20/08
EXECUTIVE SESSION

WHEREAS, the Harbor Commission of the Borough of Atlantic Highlands 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 a session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-12b and designated below:

Leases

THEREFORE BE IT RESOLVED by the Atlantic Highlands Harbor Commission assembled in public session on July 8, 2008 that it proceed into Executive Session for discussion of matters relating to the specific item listed 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. Curry and adopted upon the following roll call vote:

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

NAYS: None

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At 10:00 PM Mr. Doyle offered a motion to re-open the Regular Meeting, seconded by Mr. Hoffmann and upon roll call was unanimously carried.

All Commissioners were present as well as Mr. Corodemus, and Mr. Bate.

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

Meeting adjourned at 10:03 PM.

Harbor Master

