

Regular meeting of the Harbor Commission of the Borough of Atlantic Highlands was held Tuesday, March 10, 2009 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: Eaton, Hoffmann, McDonald, Curry, Marchetti, Doyle, Frotton

ABSENT: None

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

Mrs. Frotton announced that this meeting is in compliance with the Open Public Meetings Act by virtue of the Annual Schedule Notice of January 13, 2009. 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. Lion's Club requesting an ad for a placemat for the pancake breakfasts.

Mr. McDonald offered a motion to take an ad in the amount of \$45.00, seconded by Mr. Eaton and upon roll call was unanimously carried.

Robert O'Connor representing the Atlantic Highlands Art's Council addressed the Commission on the One Minute Film Festival to be held at the harbor on July 18, 2009. He advised they would be showing many one minute films many about the area, some made by students. There would also be music and he is trying to get local businesses involved in the festival. Arrangements for parking have been made at St. Agnes parking lot. He also advised the attendance could be 500 people. Arrangements have also been made at St. Agnes in case of rain.

#### ADMINISTRATION:

Mr. McDonald offered a motion approving minutes of the Regular Meeting held 2/19/09 as recorded, seconded by Mr. Curry and upon roll call was unanimously carried.

Mr. McDonald offered a motion approving minutes of the Executive Session meeting held 2/10/09 as recorded and that the minutes remain sealed until the need for confidentiality is no longer necessary, seconded by Mr. Hoffmann and upon roll call was unanimously carried.

Mr. Corodemus advised he had some changes to the minutes and this would be discussed in Executive Session. Mr. McDonald rescinded his motion.

Mr. Eaton offered a motion approving the payment of bills, seconded by Mr. Hoffmann and upon roll call was unanimously carried.

#### COMMITTEE REPORTS:

CLEAN MARINA: No report.

#### OPERATIONS:

Mr. McDonald reported the project of removing the helix moorings is progressing.

Mr. Bate advised that Compass construction wishes to hire a sub-contractor for the installation of the helix moorings.

Discussion followed and Mrs. Marchetti offered a motion to allow compass construction to hire Dave Merrill Boat Moorings.com as a sub-contractor, seconded by Mr. Curry and upon roll call was unanimously carried.

#### LEASES:

Mr. Eaton reported the committee met last week and discussed the AYHC lease the Atlantic Highlands Princess and Richard Moore's request for a slip.

#### FINANCE:

March 10, 2009

Mr. Doyle led a discussion on the Capital projects. Re-paving the parking lot on the west side of the tennis court area could be used as a skating rink in the winter time which would cost approximately \$10,000. Mr. Doyle asked that members review the capital projects and get back to him with input.

**PERSONNEL/PLANNING:**

Mr. Curry advised candidates would be interviewed for the Assistant Harbor Master on Thursday 3/12/09.

**SPECIAL EVENTS FIREWORKS:**

Mr. Hoffmann will contact the firework's company to see if the Bayshore Trail area can be used for the staging area for the fireworks.

**LONG TERM PLANNING:**

Mr. Hoffmann reported we have received the permit from the DEP for Harbor Improvement work on the Fishing Pier. The permit was issued contingent upon the Harbor obtaining a license from the Tidelands Commission for the portion of the Fishing Pier which will extend out beyond the Pier head Mr. Corodemus will contact the Tidelands Commission to set up a pre-application meeting to determine the cost and also the time to obtain the license.

**ADMINISTRATOR'S REPORT:**

Mr. Hubeny reported a good job was done with snow removal during the last storm.

Mr. Hubeny also advised work is progressing to the deed for the easement for the Skate Board Park in order to apply for half of the money from the grant.

**ATTORNEY'S REPORT:**

To be given in Executive Session.

Mr. Corodemus advised he would like the motion approving the Executive Session meeting minutes of 2/10/09 rescinded as he has some small changes.

Mr. McDonald offered a motion to rescind his motion seconded by Mr. Hoffmann and upon roll call was carried.

**HARBOR MASTER'S REPORT:**

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

Mr. Bate advised that the re-decking of Pier 6 has been completed as well as the decking in the Head Boat area.

Richard Moore, owner of the Teal (Fantasy Cruises) was asked to address the Commission regarding his request for a boat slip. He advised he wanted to start a cruising business for family oriented trips and sight seeing. His budget is \$15,000 which is much less than the normal rate. The matter was referred to Mr. Eaton.

**OLD BUSINESS:** None

**NEW BUSINESS:** None

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

Emily Smith of the Yacht Club asked if the sprinkler system would be installed in the Club and Mrs. Frotton advised it would be done along with the Shore Casino.

Alton Kenny, Esq. asked to address the Commission on behalf of his client Vincent Larucella. He advised he was trying to get some answers on several issues regarding this requests for information.

Mr. Kenny referred to the policy manual several times and he was informed that the policy manual was a work in progress. He discusses the policy of having two boats in

March 10, 2009

winter storage, electric services, and electric meters. He also advised that there was information that he had requested through OPRA that he did not receive.

Mr. Corodemus advised that a he will be forwarding a letter to Mr. Kenny within that next day or two.

Mrs. Frotton advised the Commission would now go into Executive Session, the Regular Meeting would then re-convene however no formal action would be taken.

At. 8:00PM Mr. Hoffmann offered the following resolution and moved for adoption:

RESOLUTION NO.11/09  
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:

Lease negotiations and litigation

THEREFORE BE IT RESOLVED by the Atlantic Highlands Harbor Commission assembled in public session on March 10, 2009 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.Doyle and was carried upon the following roll call vote:  
AYES: Hoffmann, McDonald, Eaton, Curry, Marchetti, Doyle, Frotton  
NAYS: None

Mr. McDonald offered a motion to re-open the Regular meeting 9:20 PM with all members present, seconded by Mr. Eaton and upon roll call was unanimously carried.

Mr. McDonald offered a motion approving the Executive Session minutes of meeting held 2/10/09 as amended, seconded by Mr. Hoffmann and upon roll call was unanimously carried.

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

Meeting adjourned at 9:30 PM.

Carol Cassese, Secretary





