

Regular meeting of the Harbor Commission of the Borough of Atlantic Highlands was held Tuesday, February 9, 2010 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: Hoffmann, McDonald, Thompson, Marchetti, Curry, Archibald, Frotton

ABSENT: None

Also present were Attorney Corodemus, Administrator Hubeny, Harbor Master Bate, Assistant Harbor Master Amici, and Mrs. Cassese.

Mrs. Frotton announced that this Regular Meeting of the Atlantic Highlands Harbor Commission is called pursuant the provisions of the Open Public Meetings Law. Adequate notice has been provided by transmitting the Resolution of Annual Meetings to the Asbury Park Press and The Two River Times and by posting it on the bulletin boards in the Harbor Office and Borough Hall reserved for such announcements and by filing it with the Municipal Clerk on January 8, 2010. This agenda is complete to the extent known and formal action will be taken.

CORRESPONDENCE:

Mrs. Frotton read letter from A.H. Recreation Committee requesting use of the tennis courts April 17 through May 22, 2010.

Mr. Curry offered a motion to grant the request, seconded by Mr. Hoffmann and upon roll call was unanimously carried.

Mrs. Frotton read letter from A.H. Arts Council requesting to hold the second annual FilmOneFest on July 17, 2010. Approval has been obtained from Special Events Committee.

Mr. Hoffmann offered a motion to grant the request, seconded by Mr. Thompson and upon roll call was unanimously carried.

Mrs. Frotton read letter from James J. Howard Marine Science Center advising that their vessel "Nauvoo" will undergo improvements to make the vessel capable of running on B100Biodiesel fuel, the vessel must load the fuel directly from a truck. Permission to use the hoist area was requested.

Mr. Peter Plantamura, representing the laboratory was present to answer any questions from the Commission. Discussion followed and the matter was tabled until the next meeting.

Mrs. Frotton reviewed letter from Richard Herbst regarding helix moorings. Discussion followed and Mr. McDonald will respond to Mr. Herbst.

Mrs. Frotton read letter from Sandy Hook Bay Anglers requesting to hold their Annual Fluke Tournament July 20 and 11, 2010 and the Snapper Tournament on a Saturday in September depending on tides.

Mr. Curry offered a motion to approve both requests, seconded by Mr. Archibald and upon roll call was unanimously carried.

ADMINISTRATION:

Mrs. Marchetti offered a motion approving minutes of the Regular Meeting held 1/12/10 as recorded, seconded by Mr. Archibald and upon roll call was unanimously carried.

Mr. Archibald offered a motion approving the minutes of the Executive Session meeting held 1/12/109 as recorded and that the minutes remain sealed until the need for confidentiality is no longer necessary, seconded by Mr. Curry and upon roll call was unanimously carried.

Mr. McDonald offered a motion approving the Payment of Bills, seconded by Mr. Archibald and upon roll call was unanimously carried.

COMMITTEE REPORTS:

CLEAN MARINA: Mrs. Marchetti led a discussion on the spring washing of boats. To date the DEP has not changed its position on this matter.

Mrs. Marchetti also advised she had met this evening with Mr. Bate regarding the location of the new pump-out station.

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Mrs. Marchetti led a discussion on the DEP ruling of not washing boats on land. Mrs. Frotton said a letter should be sent to all customers regarding this matter.

OPERATIONS: Mr. McDonald advised a meeting was held with Mr. Bate, Mr. Hoffmann, Mr. Thompson and himself. Items discussed were Dosil's dive report on the helix moorings, review of Engineers drawings and discussion of what action should be taken.

The Committee recommended the Harbor Master send a letter to Compass Construction notifying of problems with helix shafts sticking out of competent soil. The 2010 inspection will determine if Compass Construction will come back and re-set the helix to the proper depth.

LEASES: Report in Executive Session on the Seastreak lease.

FINANCE:

Mr. Archibald thanked the staff for the new format of the monthly report. He advised berth rentals are up 80%.

Mr. Bate explained that this is because of the different payment plan this year.

PERSONNEL: No report.

SPECIAL EVENTS/FIREWORKS: Mr. Hoffmann advised he has been in contact with Garden State Fireworks and a meeting will be held shortly.

Mr. Hoffmann advised that anyone over sixteen must register for a federal fishing license if they expect to fish in 2010. There is no fee this year. He advised a fishing license should be required in New Jersey in order that fees collected will stay in the State. He advised a fishing license is required in New York. Discussion followed.

Bill Eaton addressed the Commission and volunteered to contact state representatives to address this issue.

ADMINISTRATOR'S REPORT:

Mr. Hubeny advised one bid had been received for lumber. This was Dockside Marine Supply in the amount of \$4771.80.

Mr. Curry offered a motion to have Council award the bid to Dockside Marine Supply, seconded by Mrs. Marchetti and upon roll call was carried.

ATTORNEY'S REPORT:

Mr. Corodemus presented letter from the Tidelands regarding the license that will be due in July.

Mr. Hoffmann advised the "mystery" lease with the Tidelands has been identified as Tony's U-Drive from 1958 along the bulkhead on Pier 1.

HARBOR MASTER'S REPORT: The Harbor Master's report is on file in the Harbor Office for reference.

Mr. Bate advised reviewed his report. The Lauricella matter was referred to the Lease Committee.

Mrs. Cassese reported that there are 46 vacant slips and 14 moorings.

ASSISTANT HARBOR MASTER'S REPORT:

Mr. Amici reported that entering information into the new software is very time consuming. He is now focusing on the point of sale system

Mr. Amici met with Rob Knotz of T&M regarding the On The Deck. Mr. McDonald will look at the deck along with Mr. Amici and he will have a solution by the end of the week.

OLD BUSINESS: None

NEW BUSINESS: None

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

Al Kenny, Esq. Attorney for Mr. Vincent Lauricella addressed the Commission. He advised that some problems still exist for his client. His client has two boats in storage that are the same size and are two different charges, and electric charges are not correct. Discussion followed and the matter will be handled by Mr. Corodemus.

Jim Krauss, 77 Bayside Drive commented on the fishing licenses and regulations.

Mrs. Frotton advised the Commission would now go into Executive Session. She advised that minutes of the Session would be kept and made available to the general public when the need for confidentiality is no longer necessary.

At 8:35 PM Mrs. Marchetti offered the following resolution and moved for adoption:

RESOLUTION NO.19/2010
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.10:4-6etseq, 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 February 9, 2010 that it proceed into Executive Session for discussion of matters relating to the specific items 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. Archibald and adopted upon the following roll call vote:
AYES: Hoffmann, McDonald, Thompson, Curry, Marchetti, Archibald, Frotton
NAYS: None

Regular meeting re-convened at 9:10PM with all Commissioners present.

There being no further business to come before the meeting, Mr. McDonald offered a motion to adjourn, seconded by Mr. Curry and upon roll call was unanimously carried
Meeting adjourned at 9:10 PM.

Carol Cassese
Secretary

