

Regular meeting of the Harbor Commission of the Borough of Atlantic Highlands was held Tuesday, May 11, 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, Thompson, McDonald, 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.

Mrs. Frotton presented Mr. Eaton with a plaque and thanked him for his service on the Commission.

Mrs. Frotton invited Beth Fortier, representing the Atlantic Highlands Sailing Education Program (AHSEP) to address the Commission. Mrs. Fortier advised the program has been in existence for approximately ten years and now has a fleet of fifteen sailboats. The goal of the program is to teach sailing and seamanship and to encourage students to become sailors for life. Mrs. Fortier thanked the Commission for their past support and the opportunity to share information about the program. She also discussed the possibility of building a ramp for beach access which would enable the program to have regattas here at the Harbor.

#### CORRESPONDENCE:

Mrs. Frotton read letter from A.H. Chamber of Commerce regarding the 2<sup>nd</sup> Annual Car Show on First Avenue on Saturday, June 5, 2010 from 11AM to 5PM. Discussion followed and Mr. Archibald offered a motion to donate a prize of five free launches, seconded by Mr. Hoffmann and upon roll call was unanimously carried.

Mrs. Frotton read letter from Bette VanDeventer regarding permission to hold the AH Historical Society Flea Market on Saturday, September 11, 2010. Discussion followed and Mrs. Frotton will contact Mrs. VanDeventer regarding use of the small Seastreak area parking lot. Permission to hold the Flea market was granted.

Mrs. Frotton read letter from Rev. Dr. George Hancock-Stefan of Central Baptist Church requesting to hold a series of outdoor contemporary worship services on Saturdays this summer between June 5 and September 4 between 6 and 8 PM. Discussion followed and the Commission agreed to grant the request for two Saturdays, when no other events are scheduled. Mrs. Cassese will contact the Reverend.

Mrs. Frotton invited Joel DeWitt of the Environmental Commission and Elizabeth Galella, a science teacher at Henry Hudson regional School to address the Commission on the proposed 2010 oyster restoration program. They advised the program is sponsored

May 11, 2010

by the NY, NJ Baykeepers. Discussion followed and Mr. Curry offered a motion to grant the request, seconded by Mrs. Marchetti and upon roll call was unanimously carried.

Mrs. Frotton read letter from AHPBA requesting the Commission take an ad in the Ball Journal.

Mr. Curry offered a motion to take a full page ad in the amount of \$100.00, seconded by Mr. McDonald and upon roll call was unanimously carried.

#### ADMINISTRATION:

Mr. Archibald offered a motion approving the minutes of the Regular Meeting held April 13, 2010 as recorded, seconded by Mrs. Marchetti and upon roll call was unanimously carried.

Mrs. Marchetti offered a motion approving the minutes of the Executive Session Meeting held April 13, 2010 as recorded and that the minutes remain sealed until the need for confidentiality is no longer necessary, seconded by Mr. Thompson and upon roll call was unanimously carried.

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

#### COMMITTEE REPORTS:

CLEAN MARINA: No report.

#### OPERATIONS:

Mr. Curry reported DEP Regulations forbid the harvesting of shell fish in Harbors, therefore there is no crabbing permitted in the harbor.

Mr. Hoffmann advised the Storage Policy had been revised by Mr. Corodemus. Discussion followed and Mr. Hoffmann offered a motion to adopt the policy, seconded by Mr. McDonald and upon roll call was unanimously carried.

LEASES: Mr. Thompson reported a meeting will be held next week with A.H. Yacht Club regarding their lease.

#### FINANCE:

Mr. Archibald reported that year to date income is slightly higher than last year.

#### PERSONNEL:

Mr. Curry commended employees for the clean-up work after the storm.

#### SPECIAL EVENTS/FIREWORKS:

Mr. Hoffmann reported the fireworks display will be July 2<sup>nd</sup>, rain date July 3<sup>rd</sup>. A contract has been executed and the price is \$10,000, the same as last year.

#### ADMINISTRATOR'S REPORT:

May 11, 2010

Mr. Hubeny Mr. Bate, Mr. Amici and himself have been working with FEMA regarding damages during the recent storm. He also commended the Harbor employees for their work in rebuilding the marina after the storm.

ATTORNEY'S REPORT:

Mr. Corodemus will report in Executive Session on leases and litigation.

HARBOR MASTER'S REPORT: The Harbor Master's report is on file in the Harbor Office for reference. Mr. Bate reported that work on Frank's Pier will be completed by Monday and Seastreak will begin running from their slip.

ASSISTANT HARBOR MASTER'S REPORT:

Mr. Amici reported over \$230,000 in bills have been reported to FEMA and to date approximately \$142,000 has been approved for re-imbusement.

OLD BUSINESS: None

NEW BUSINESS: None

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

Jim Krauss, 77 Bayside Drive gave a fishing update and advised the sea bass season has been extended 90 days. He also reported that the DEP held a meeting today to discuss more communication regarding Coastal Zone Management, making it easier to obtain permits, using common sense, applications of rules, cost benefit analysis and coordination with other State agencies.

Peter Chirlain of the Yacht Club said that a recent meeting with Mr. Amici regarding roof issues at the Shore Casino was informing to members and asked that the open communication be continued

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. The Regular Meeting would be re-convened and formal action might be taken at that time.

At 8:15 PM Mrs. Marchetti offered the following resolution and moved for adoption.

RESOLUTION 23-2010  
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

May 11, 2010

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, litigation

THEREFORE, BE IT RESOLVED by the Atlantic Highlands Harbor Commission assembled in public session on May 11, 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. Curry and adopted upon the following roll call vote:

AYES: Hoffmann, Thompson, McDonald, Curry, Marchetti, Archibald, Frotton

NAYS: None

Regular meeting re-convened at 8:32 PM with all Commissioners present.

Mr. Archibald offered a motion to have the Borough Administrator issue an RFP for a Collections Attorney on a contingent basis in an amount not to exceed 40%, with all court cost paid by the Commission, seconded by Mr. Thompson and upon roll call was unanimously carried.

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

Meeting adjourned at 8:32 P.M.

Carol Cassese  
Secretary













