

**BOROUGH OF INTERLAKEN  
MINUTES  
JULY 20, 2022  
7:30 P.M. AT BOROUGH HALL**

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The regular meeting of the Borough of Interlaken was called to order 7:30 p.m., by Mayor Nohilly. The Sunshine Statement was read by Municipal Clerk/Administrator Lori Reibrich. It was followed by a salute to the flag and a moment of silence held for long time Interlaken resident, Sue Baczkowski. “The notice of the requirements of the Open Public Meetings Act has been satisfied by forwarding annual notice to the Coaster and Asbury Park Press. A copy of the annual notice was posted on the Borough bulletin board and is on file in the Borough Clerk’s office.”

Present: Mayor Nohilly, Council President Butler, Councilmembers Delia, Franks, DeSarno

Absent: Councilwoman Horowitz

Also Present: Administrator/Clerk Reibrich & Borough Attorney Richard Shaklee, Esq.

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Mayor Nohilly introduced Assemblywomen Marilyn Piperno and Kim Eulner. The Assemblywoman discussed their campaigns and offered up their support to the Mayor and Council. Mayor Nohilly and the Council thanked them for taking the time to attend the meeting and offer assistance.

**1. PUBLIC COMMENTS – FOR AGENDA SPECIFIC ITEMS ONLY – EXCLUSIVE OF ORDINANCES**

Mayor Nohilly opened the floor for public comment. Mayor Nohilly noted there were no members of the public present and closed the floor.

**2. APPROVAL OF THE MINUTES: JUNE 15, 2022 WORKSHOP & REGULAR MEETING**

With no comments, Councilman Franks made a motion to approve, seconded by Council President Butler and unanimously carried.

	Mayor Nohilly	Council President Butler	Councilwoman Horowitz	Councilman Delia	Councilman Franks	Councilman DeSarno	Vacancy
Motion to Approve				X			
Motion to Second					X		
Approved		X		X	X	X	
Opposed							
Abstain/ Recuse							
Absent/ Excused			X				

**3. ORDINANCE 2022-5: BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS AND APPROPRIATING \$255,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF**

**\$113,500 BONDS AND NOTES TO FINANCE A PORTION OF THE COSTS THEREOF  
AUTHORIZED IN AND BY THE BOROUGH OF INTERLAKEN, IN THE COUNTY OF  
MONMOUTH, NJ**

**BOROUGH OF INTERLAKEN  
COUNTY OF MONMOUTH**

**Bond Ordinance No. 2022-05**

**BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS AND  
APPROPRIATING \$255,000 THEREFOR AND AUTHORIZING THE ISSUANCE  
OF \$113,500 BONDS AND NOTES TO FINANCE A PORTION OF THE COSTS  
THEREOF, AUTHORIZED IN AND BY THE BOROUGH OF INTERLAKEN, IN  
THE COUNTY OF MONMOUTH, NEW JERSEY**

**BE IT ORDAINED** by the BOROUGH COUNCIL OF THE BOROUGH OF INTERLAKEN, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvements described in Section 3 of this bond ordinance are hereby authorized as general improvements to be undertaken in and by the Borough of Interlaken, in the County of Monmouth, New Jersey (the "Borough"). For the improvements or purposes described in Section 3, there is hereby appropriated the sum of \$255,000, said sum being inclusive of all appropriations heretofore made therefor, and including the sum of \$6,400 as the down payment for said purposes as required by the Local Bond Law, N.J.S.A. 40A:2-1 *et seq.*, \$135,100 grant funds expected to be received from the New Jersey Department of Transportation. The down payment is now available by virtue of provision for down payment or for capital improvement purposes in the Capital Improvement Fund of one or more previously adopted budgets.

Section 2. In order to finance the costs of said improvements or purposes not provided for by the application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount not to exceed \$113,500, pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3 (a). The improvements hereby authorized and the purposes for which the obligations are to be issued consist of the projects listed below, together with all purposes necessary, incidental or appurtenant thereto, all as shown on and in accordance with plans, specifications or requisitions therefor on file with or through the Borough Clerk, as finally approved by the governing body of the Borough, and the estimated cost of each project, estimated maximum amount of bonds or notes, and the period or average period of usefulness of the improvements are as follows:

- (i) road improvements to Bridlemere Street and other various road improvements, with a total appropriation and estimated cost of \$140,000, estimated maximum amount of bonds or notes therefor of \$4,500, grant funds in the amount of \$135,100 from the New Jersey Department of Transportation, and an average period of usefulness of 10 years;
- (ii) various park improvements, with a total appropriation and estimated cost of \$80,000, estimated maximum amount of bonds or notes therefor of \$76,000 and an average period of usefulness of 15 years; and

(iii) the acquisition of the Borough Clock, with a total appropriation and estimated cost of \$35,000, estimated maximum amount of bonds or notes therefor of \$33,000 and an average period of usefulness of 15 years;

(b) The estimated maximum amount of bonds or notes to be issued for the improvements or purposes described in Section 3(a) hereof is \$113,500, as stated in Section 2 hereof.

(c) The estimated cost of the improvements or purposes described in Section 3(a) hereof is \$255,000, which is equal to the amount of the appropriation herein made therefor. The excess of the appropriation of \$255,000 over the estimated maximum amount of bonds or notes to be issued therefor being the amount of said \$6,400 down payment and the New Jersey Department of Transportation grant in the amount of \$135,100.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the Borough, provided that no note shall mature later than one (1) year from its date. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer, who shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of such notes occurs, such report shall include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not a current expense and are improvements or purposes that the Borough may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness of the improvements or purposes, within the limitations of the Local Bond Law and taking into consideration the amount of the obligations authorized for said purposes, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 12.25 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Borough Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such Statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$113,500 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$94,500 for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included as part of the cost of said improvements and is included in the estimated cost indicated herein for said improvements.

(e) To the extent that moneys of the Borough are used to finance, on an interim basis, costs of said improvements or purposes, the Borough reasonably expects such costs to be paid or reimbursed with the proceeds of obligations issued pursuant hereto. This ordinance shall constitute a declaration of official intent for the purposes and within the meaning of Section 1.150-2(e) of the United States Treasury Regulations.

Section 6. The capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Borough Clerk and is available there for public inspection.

Section 7. Any grant or similar moneys from time to time received by the Borough for the improvements or purposes described in Section 3 hereof, excluding the grant funds referred to in Section 1 hereof, shall be applied either to direct payment of the cost of the improvements within the appropriation herein authorized or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are received and so used.

Section 8. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and, unless paid from other sources, the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of the obligations and the interest thereon without limitation as to rate or amount.

Section 9. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

<b>ORDINANCE READING</b>	<b>DATE</b>
<b>1<sup>ST</sup> READING BY TITLE:</b>	June 15, 2022
<b>2<sup>ND</sup> READING BY TITLE:</b>	July 20, 2022

I , Lori Reibrich Clerk of the Borough of Interlaken, do hereby certify that the foregoing is a true copy of a Resolution adopted by the Borough Council of the Borough of Interlaken at a regular meeting held on July 20, 2022 .

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Lori Reibrich, RMC  
Borough Administrator/Clerk

With no comments, Council Delia made a motion to open the public hearing, seconded by Council President

Butler, and unanimously carried.

	Mayor Nohilly	Council President Butler	Councilwoman Horowitz	Councilman Delia	Councilman Franks	Councilman DeSarno	Vacancy
Motion to Approve				X			
Motion to Second						X	
Approved		X		X	X	X	
Opposed							
Abstain/ Recuse							
Absent/ Excused			X				

With no public present, Councilman DeSarno made a motion to close the floor for public comment, seconded by Councilman Delia, and unanimously carried.

	Mayor Nohilly	Council President Butler	Councilwoman Horowitz	Councilman Delia	Councilman Franks	Councilman DeSarno	Vacancy
Motion to Approve						X	
Motion to Second				X			
Approved		X		X	X	X	
Opposed							
Abstain/ Recuse							
Absent/ Excused			X				

With no further discussion, Council President Butler made a motion to adopt the ordinance, seconded by Councilman Franks and unanimously carried.

	Mayor Nohilly	Council President Butler	Councilwoman Horowitz	Councilman Delia	Councilman Franks	Councilman DeSarno	Vacancy
Motion to Approve		X					
Motion to Second					X		
Approved		X		X	X	X	
Opposed							
Abstain/ Recuse							
Absent/ Excused			X				

4. **RESOLUTION 2022-58: AUTHORIZING TAX EXTENSION GRACE PERIOD FOR 3<sup>RD</sup> QUARTER TAXES, 2022 TAXES DUE AUGUST 15, 2022**

**RESOLUTION AUTHORIZING EXTENSION THE GRACE PERIOD FOR 3<sup>RD</sup> QUARTER, 2022 TAXES ARE DUE AUGUST 15, 2022**

**WHEREAS**, N.J.S.A.54:4-66.3 provides that the third installment of current year taxes shall not be subject to interest until the twenty-fifth calendar day after the date that the tax bill was mailed or otherwise delivered, and

**WHEREAS**, the certification of the tax rate by the Monmouth County Tax Board was not available for a timely mailing, the tax bills were not mailed until July 20, 2022, and

**WHEREAS**, Twenty-five calendar days from the mailing date of the tax bills as required by New Jersey Statute is August 15, 2022,

**NOW, THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of Interlaken, County of Monmouth that:

1. The Grace Period for the payment of the third quarter 2022 real estate property taxes that were due August 1, 2022 shall be extended to August 15, 2022.
2. Interest shall be charged back to August 1, 2022 for all payments made after the grace period date of August 15, 2022.

I, Lori Reibrich Clerk of the Borough of Interlaken, do hereby certify that the foregoing is a true copy of a Resolution adopted by the Borough Council of the Borough of Interlaken at a regular meeting held on July 20, 2022 .

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Lori Reibrich, RMC  
Borough Administrator/Clerk

With no comments, Council President Butler made a motion to approve, seconded by Councilman DeSarno and unanimously carried.

	Mayor Nohilly	Council President Butler	Councilwoman Horowitz	Councilman Delia	Councilman Franks	Councilman DeSarno	Vacancy
Motion to Approve		X					
Motion to Second					X		
Approved		X		X	X	X	
Opposed							
Abstain/ Recuse							
Absent/ Excused			X				

5. **RESOLUTION 2022-59:** AUTHORIZING BID AWARD “BRIDLEMERE AVENUE PARK IMPROVEMENTS”

**AUTHORIZING AWARD OF BID CONTRACT  
“BRIDLEMERE AVENUE PARK IMPROVEMENTS” ”**

**WHEREAS**, bids for the project known as “**BRIDLEMERE AVENUE PARK IMPROVEMENTS**” were duly advertised and publicly opened pursuant to law; and

**WHEREAS**, four (4) contractors took out a bid packet and two (2) complete bids were received ranging from low base bid of \$324,250 to high base bid of \$359,090.; and

**NOW, THEREFORE, BE IT RESOLVED**, that pursuant to the recommendation of the Borough Engineer and Borough Attorney Richard Shaklee, that said bid be awarded to Thor Construction Group, LLC, West Long Branch, NJ;

**BE IT FURTHER RESOLVED** that the Mayor and Borough Clerk are hereby authorized to execute all documents in this regard; and

**BE IT FURTHER RESOLVED** that a copy of this Resolution be forwarded to the following:

1. Thor Construction Group, LLC, Bid winner
2. Lori Reibrich, Borough Administrator/Clerk
3. Josphe Zanga, Chief Financial Officer
4. Peter Avakian, Borough Engineer

I, Lori Reibrich, Clerk of the Borough of Interlaken, do hereby certify that the foregoing is a true copy of a Resolution adopted by the Borough Council of the Borough of Interlaken at a regular meeting held on July 20, 2022.

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Lori Reibrich, RMC  
Borough Administrator/Clerk

With no comments, Councilman Delia made a motion to approve, seconded by Councilman DeSarno and unanimously carried.

	Mayor Nohilly	Council President Butler	Councilwoman Horowitz	Councilman Delia	Councilman Franks	Councilman DeSarno	Vacancy
Motion to Approve		X		X			
Motion to Second						X	
Approved		X		X	X	X	
Opposed							
Abstain/ Recuse							
Absent/ Excused			X				

**6. RESOLUTION 2022-60: AUTHORIZING PAYMENT CERTIFICATE #2 & CHANGE ORDER & SUPPLEMENT AGREEMENT NO. 2 FOR BRIDLEMERE AVENUE PHASE 1**

**RESOLUTION AUTHORIZING CHANGE ORDER #2 AND PAYMENT CERTIFICATE #1 FOR BRIDLEMERE AVENUE PHASE 2**

**WHEREAS**, the Borough previously entered into a contract with Fiore Paving Company for the project entitled “Improvements to Bridlemere Avenue Phase I”; and

**WHEREAS**, payment certificate No. 2 has been submitted by Fiore Paving Company to Borough Engineer, Avakian, Inc for payment of **\$193,485.15**; and

**WHEREAS**, Fiore Paving Company submitted Change Order No. 2 which increases the overall contract by \$16,534.50 due an unforeseen sinkhole repair and additional approved degrading pavement repairs to Bendermere Avenue for work completed to date; and

**WHEREAS**, the following changes have been submitted and approved by Borough Engineer, Leon S. Avakian, Inc.:

Original Contract Amount:	\$304,400.22
Previously Adjusted Contract Amount:	\$305,800.22
Amount of Supplemental Agreement:	\$ 16,534.50
Total Adjusted Contract Amount Due:	\$322,334.72

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Borough Council that Change Order No. 2 and Payment Certificate No. 2 is hereby authorized; and

**BE IT FURTHER RESOLVED** that the Borough Administrator/Clerk is hereby authorized to execute the necessary documents for Change Order and Supplemental Agreement No. 2 and Payment Certificate No. 2.

**BE IT FURTHER RESOLVED** that a copy of this Resolution be forwarded to the following:

1. Peter Avakian, Borough Engineer
2. Fiore Paving Company
3. Lori Reibrich, Borough Administrator
4. Joseph Zanga, Chief Financial Officer



I, Lori Reibrich, Clerk of the Borough of Interlaken, do hereby certify that the foregoing is a true copy of a Resolution adopted by the Borough Council of the Borough of Interlaken at a regular meeting held on July 20, 2022.

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Lori Reibrich  
Borough Administrator/Clerk

With no comments, Councilman Delia made a motion to approve, seconded by Councilman DeSarno and unanimously carried.

	Mayor Nohilly	Council President Butler	Councilwoman Horowitz	Councilman Delia	Councilman Franks	Councilman DeSarno	Vacancy
Motion to Approve		X		X			
Motion to Second						X	
Approved		X		X	X	X	
Opposed							
Abstain/ Recuse							
Absent/ Excused			X				

7. **RESOLUTION 2022-61:** APPROVING THE 2023 DEPARTMENT OF TRANSPORTATION GRANT APPLICATION – BRIDLEMERE PHASE 3

**APPROVING 2023 NJ DEPARTMENT OF TRANSPORTATION GRANT APPLICATION**

**WHEREAS**, the State of New Jersey, Department of Transportation has notified all municipalities of the availability of funding under the Transportation Trust Fund Municipal Aid Program for the Fiscal Year 2023; and

**WHEREAS**, the Borough of Interlaken is desirous of submitting an application under this program for the following purpose:

- Improvements to Bridlemere Avenue – Phase III

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of Interlaken, County of Monmouth, State of New Jersey, formally approves the grant application for the above stated project; and

**FURTHER BE IT RESOLVED** that the Borough Engineer, Mayor and Municipal Clerk are hereby authorized to submit an electronic grant application identified as MA-2023-Improvements to Bridlemere Phase III-00525 to the New Jersey Department of Transportation on behalf of the Borough of Interlaken; and

**FURTHER BE IT RESOLVED** that the Mayor and Municipal Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Interlaken and that their signatures constitute acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

I, Lori Reibrich Clerk of the Borough of Interlaken, do hereby certify that the foregoing is a true copy of a Resolution adopted by the Borough Council of the Borough of Interlaken at a regular meeting held on July 20, 2022.

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Lori Reibrich, RMC  
Borough Administrator/Clerk

	Mayor Nohilly	Council President Butler	Councilwoman Horowitz	Councilman Delia	Councilman Franks	Councilman DeSarno	Vacancy
Motion to Approve		X		X			
Motion to Second						X	
Approved		X		X	X	X	
Opposed							
Abstain/ Recuse							
Absent/ Excused			X				

8. **RESOLUTION 2022-62:** BILL LIST

**BOROUGH OF INTERLAKEN  
BILL LIST REPORT FOR  
BOROUGH COUNCIL APPROVAL**

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DATE SPAN	TOTAL
07/01/22-07/18/22	\$388,747.11

**RESOLUTION 2022-62**

**WHEREAS**, law requires listing of all bills approved for payment; and

**WHEREAS**, certification of available funds from the Chief Municipal Finance Officer has been made; and

**WHEREAS**, the total bill list for the regular meeting dated July 20, 2022 is in the amount of Three Hundred Eighty-Eight Thousand, Seven Hundred Forty-Seven Dollars and Eleven Cents; and

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council, of the Borough of Interlaken, that the CFO is hereby authorized to pay said bill list.

I , Lori Reibrich Clerk of the Borough of Interlaken, do hereby certify that the foregoing is a true copy of a Resolution adopted by the Borough Council of the Borough of Interlaken at a regular meeting held on July 20, 2022

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Lori Reibrich, RMC  
Borough Administrator/Clerk

With no comments, Council President Butler made a motion to approve the bill list, seconded by Councilman Delia and unanimously carried.

	Mayor Nohilly	Council President Butler	Councilwoman Horowitz	Councilman Delia	Councilman Franks	Councilman DeSarno	Vacancy
Motion to Approve		X		X			
Motion to Second						X	
Approved		X		X	X	X	
Opposed							
Abstain/ Recuse							
Absent/ Excused			X				

**9. REPORTS/CORRESPONDENCE:**

Administration/Finance: No Report

Public Safety: No Report

Streets & Roads: No Report

Shade Tree Commission: No Report

Planning Board: No Report

Board of Education: No Report

Borough Administrator: BA Reibrich announced that National Night Out is schedule for Tuesday August 2<sup>nd</sup> from 5-8 in Deal. It is presented by the Deal Police and Fire Department.

BA Reibrich informed the Governing Body that JCP&L has submitted Planning Board documents for the installation of the large utility pole on Wickapecko. The plans are currently being reviewed by the Borough Engineer’s office.

Councilman Franks asked about the clock purchase and explained how he was still apprehensive. He also asked about a sign for naming the Interlaken Park during the park project.

**10. COMMENTS FROM THE PUBLIC:**

Mayor Nohilly opened the floor for public comment.

Gary Layton, 606 Bendermere Avenue, thanked the Mayor and Council for their time and dedication to the town. Mr. Layton questioned the installation of the clock and posed the question of it being a traffic hazard or perhaps just changing the view to the Lake. He asked the Council to take those two items into consideration before finalizing a purchase.

Mr. Layton asked if the town still had the history booklets from 50 years ago and that he is looking forward to the 100 year celebration.

With no further comments, Mayor Nohilly closed the floor.

**11. ADJOURNMENT:**

With no further discussion, Councilman Franks made a motion to adjourn, seconded by Council President Butler and unanimously carried.

	Mayor Nohilly	Council President Butler	Councilwoman Horowitz	Councilman Delia	Councilman Franks	Councilman DeSarno	Vacancy
Motion to Approve		X		X			
Motion to Second						X	
Approved		X		X	X	X	
Opposed							
Abstain/ Recuse							
Absent/ Excused			X				

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Lori Reibrich, RMC/CMR  
Borough Administrator/Municipal Clerk