

**BOROUGH OF INTERLAKEN
MINUTES
APRIL 17, 2019
7:30 P.M. AT BOROUGH HALL**

The regular meeting of the Borough of Interlaken was called to order at 7:27 p.m., by Mayor Nohilly. The Sunshine Statement was read by Borough Clerk Administrator Reibrich. It was followed by a salute to the flag and a moment of silence. “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 members: Horowitz, Butler, Watson, Maloney and Fama

Late Arrival:: Council President White 7:50pm

Also Present: Borough Attorney Richard Shaklee, Borough CFO/Tax Collector Stephen O. Gallagher and Borough Clerk/Administrator Lori Reibrich

1. PUBLIC COMMENTS: FOR AGENDA SPECIFIC ITEMS ONLY- EXCLUSIVE OF ORDINANCES

Mayor Nohilly opened the floor or public comment. With no public present Mayor Nohilly closed the floor.

2. APPROVAL OF MINUTES: MARCH 6, 2019 & MARCH 20, 2019- WORKSHOP & REGULAR

With no further comments from the Governing Body, Councilman Fama made a motion to approve, seconded by Councilman Butler and unanimously carried.

	Mayor Nohilly	Council President White	Councilwoman Horowitz	Councilman Butler	Councilman Watson	Councilwoman Maloney	Councilman Fama
Motion to Approve							X
Motion to Second				X			
Approved			X	X	X	X	X
Opposed							
Abstain/ Recuse							
Absent/ Excused		X					

3. ORDINANCE 2019-1 – 2ND READING /PUBLIC HEARING

AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK PURSUANT TO NJSA 40A:4-45.14

ORDINANCE 2019-1 WAS POSTED IN BOROUGH HALL ON MARCH 20, 2019 AND ADVERTISED IN FULL IN THE COASTER ON MARCH 28, 2019. PUBLIC HEARING WAS SET FOR APRIL 17, 2019.

CALENDAR YEAR 2019

**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 0.5% unless authorized by ordinance to increase it to 3.5% over the previous year’s final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Borough Council of the Borough of Interlaken in the County of Monmouth finds it advisable and necessary to increase its CY 2019 budget by up to 3.5% over the previous year’s final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Borough Council hereby determines that a 3.5% increase in the budget for said year, amounting to \$37,579.50 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Borough Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Borough Council of the Borough of Interlaken, in the County of Monmouth, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2019 budget year, the final appropriations of the Borough of Interlaken shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$37,579.50, and that the CY 2019 municipal budget for the Borough of Interlaken be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

With no further comments from the Governing Body, Councilwoman Horowitz made a motion to open public hearing, seconded by Councilman Watson and unanimously carried.

	Mayor Nohilly	Council President White	Councilwoman Horowitz	Councilman Butler	Councilman Watson	Councilwoman Maloney	Councilman Fama
Motion to Approve			X				
Motion to Second					X		
Approved			X	X	X	X	X
Opposed							
Abstain/ Recuse							
Absent/ Excused		X					

With no comments from the public, Councilwoman Horowitz made a motion to close public hearing, seconded by Councilman Butler and unanimously carried.

	Mayor Nohilly	Council President White	Councilwoman Horowitz	Councilman Butler	Councilman Watson	Councilwoman Maloney	Councilman Fama
Motion to Approve			X				
Motion to Second				X			
Approved			X	X	X	X	X
Opposed							
Abstain/ Recuse							
Absent/ Excused		X					

Councilwoman Horowitz made a motion to adopt, seconded by Councilman Butler and unanimously carried.

	Mayor Nohilly	Council President White	Councilwoman Horowitz	Councilman Butler	Councilman Watson	Councilwoman Maloney	Councilman Fama
Motion to Approve			X				
Motion to Second				X			

Approved			x	x	x	x	x
Opposed							
Abstain/ Recuse							
Absent/ Excused		x					

4. **ORDINANCE 2019-2 – 2ND READING /PUBLIC HEARING**

AN ORDINANCE AMENDING CONSTRUCTION FEES

ORDINANCE 2019-2 WAS POSTED IN BOROUGH HALL ON MARCH 20, 2019 AND ADVERTISED IN FULL IN THE COASTER ON MARCH 28, 2019. PUBLIC HEARING WAS SET FOR APRIL 17, 2019.

ORDINANCE NO. 2019-2

AN ORDINANCE AMENDING CHAPTER X, SECTION 10-1 “STATE UNIFORM CONSTRUCTION CODE ENFORCING AGENCY”, OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF INTERLAKEN RELATING TO CONSTRUCTION PERMIT FEE SCHEDULE

WHEREAS, the Construction Official of the Borough of Interlaken has recommended that certain fees be updated; and

WHEREAS, the Borough Council of the Borough of Interlaken has considered the foregoing.

NOW THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of Interlaken that CHAPTER X, entitled Building and Housing of the Revised General Ordinances of the Borough of Interlaken, 2002, Section 10-1 “State Uniform Construction Code Enforcing Agency” shall be amended as follows:

SECTION 1. Section 10-1.1 No Changes.

SECTION 2. Section 10-1-2 Construction Permit Fee Schedule be amended as follows:

The fee for a construction permit shall be the sum of fees listed below and shall be paid before the permit is issued; provided however, if in the opinion of the Construction Official, the alteration or repair is minor in nature and the cost thereof is not more than two hundred (\$200.00) dollars, he may determine that a Construction Permit is not required.

a. Plan Review Fee. The fee for plan review shall be twenty (20%) percent of the amount to be charged for a new construction permit.

b. Basic Construction Fee. The basic construction fee shall be the sum of the parts computed on the basis of the volume or the cost of construction, the number of plumbing fixtures and pieces of equipment, the number of electric fixtures and devices and the number of sprinklers, standpipes and detectors (smoke and heat) at the unit rates provided herein plus any special fees.

1. Building Volume of Cost: The fees for new construction or alteration are as follows:

(a) Fees for new construction shall be based upon the volume of the structure. Volume shall be computed in accordance with N.J.A.C. 5:23-2.28. The new construction fee shall be in the amount of ~~\$0.26~~ **\$0.30** per cubic foot of volume for buildings and structures of all use groups and types of construction.

(b) Fees for renovations, alterations and repairs shall be based upon the estimated cost of the work. The fee shall be in the amount of ~~\$25.00~~ **\$30.00** per \$1,000.00.

(c) Fees for additions shall be computed on the same basis for new construction for the added portion.

(d) Fees for the combination renovation and additions shall be computed separately in accordance with paragraphs (b) and (c) above.

2. Plumbing Fixtures and Equipment: The fees shall be as follows:

(a) The fee shall be ~~\$20.00~~ **\$25.00** per fixture connected to the plumbing system for all fixtures and appliances except as listed below:

(b) The fee shall be ~~\$50.00~~ **\$75.00** per special device for the following: grease traps, oil separators, air conditioning units, refrigeration units, water utility connections, sewer utility connections, back flow preventors, gas service entrances, active solar systems, sewer pumps, interceptors and fuel oil piping.

(c) The fee shall be ~~\$50.00~~ **\$75.00** for the installation of lawn sprinklers.

(d) The fee shall be ~~\$50.00~~ **\$75.00** for the installation of a domestic boiler (hot water or steam).

(e) The fee shall be ~~\$65.00~~ **\$85.00** for the installation of a commercial boiler (hot water or steam).

(f) The fee shall be ~~\$50.00~~ **\$75.00** for residential gas piping.

(g) Water heater \$75.00

(h) Pool drains \$75.00

(i) The minimum for any Plumbing Permit shall be \$75.00.

3. Electrical Subcode Fees.

(a) **FIXTURE AND DEVICES** for the purposed of computing this fee, receptacles or fixtures shall include lighting outlets, wall switches, sensors, dimmers, alarm devises, smoke and heat detectors, communication outlets, emergency lights, electric sign, exit lights, florescent fixtures, convenience receptacles or similar fixtures and devices rated 20 amps or less including motors or devises of less than 1 horsepower or 1 kilowatt.

For the first 50 receptacles or fixtures, the fee shall be ~~\$60.00~~ **\$75.00**. For each additional 25 (or part thereof) receptacles or fixtures, the fee shall be ~~\$15.00~~ **\$20.00**.

(b) **MOTORS, GENERATORS, TRANSFORMERS** for the purposes of computing this fee, all motors except those in plug in appliances shall be counted including control equipment, generators, transformers and all heating, cooking and other devices consuming or generating electrical current.

The permit fee for motors and electrical devices:

Over 1 horsepower and less than or equal to 10 horsepower shall be ~~\$20.00~~ **\$30.00**.

Greater than 10 horsepower and equal to or less than 50 horsepower ~~\$50.00~~ **\$75.00**.

Greater than 50 horsepower and equal to or less than 100 horsepower \$100.00.

Greater than 100 horsepower shall be \$500.00.

The permit fee for generators and transformers: Over 1 kilowatt and less than or equal to 10 kilowatts shall be ~~\$20.00~~ **\$30.00**.

Greater than 10 kilowatts and equal to or less than 50 kilowatts shall be ~~\$50.00~~ **\$75.00**.

Greater than 50 kilowatts and less than or equal to 112.5 kilowatts shall be \$100.00.

Greater than 112.5 kilowatts shall be \$500.00.

(c) **SERVICES AND SUBPANELS**; the fee for an electrical service or subpanel shall be as listed below:

Less than or equal to 200 amps ~~\$65.00~~ **\$75.00**.

Greater than 200 amps and less than or equal to 500 amps \$150.00.

Greater than 800 amps \$500.00.

(d) Commercial Pools, Spas and Hot Tubs

Annual visual inspection \$50.00

5 year bonding certificate \$75.00

(e) Residential Pools, Hot Tubs and Spas the permit fee for an inground swimming pool, hot tub or spa shall be ~~\$45.00~~ **\$75.00**.

(f) Irrigation Rain Sensors, the permit fee for an irrigation rain sensor shall be \$25.00.

(g) The minimum for any Electrical Permit shall be ~~\$50.00~~ **\$75.00**.

4. Fire Protection and Other Hazardous Equipment:

(a) Sprinklers, standpipes, detectors (smoke and heat), pre-engineered suppression systems, gas and oil fired appliances not connected to the plumbing system, kitchen exhaust systems, fireplaces and flues;

(1) The fee for 20 or fewer sprinkler heads or detectors shall be ~~\$50.00~~ **\$75.00**; for 21 to and including 100 heads or detectors, the fee shall be \$100.00; for 101 to and including 200 heads and detectors, the fee shall be \$175.00; for 201 to and including 400 heads and detectors, the fee shall be \$450.00; for 401 to and including 1,000 heads and detectors, the fee shall be \$500.00; for over 1,000 heads or detectors, the fee shall be \$800.00.

In computing fees for heads and detectors, the number of each shall be counted separately and 2 fees, one for heads and one for detectors shall be charged.

(2) The fee for each standpipe shall be \$200.00.

(3) The fee for each gas or oil fired appliance which is not connected to the plumbing system shall be ~~\$50.00~~ **\$75.00**.

(4) The fee for each fireplace shall be ~~\$50.00~~ **\$75.00**.

(5) The fee for each flue attached to an oil or gas fired appliance shall be ~~\$50.00~~ **\$75.00**.

(6) The fee shall be \$100.00 for the installation of residential fuel tanks.

c. Certificates and Other Permits: The fees are as follows:

1. The fee for the demolition permit of a one-family dwelling shall be ~~\$500.00~~ **\$1000.00**; for the demolition of a garage or shed, the fee shall be \$150.00 up to 500 sq.ft.

2. The fee for the removal of an inground fuel storage tank shall be \$100.00.

3. The fee for a permit to move a building or structure from one lot to another or to a new location on the same lot shall be \$1,000.00 plus the cost of the new foundation; alterations to the building or structure for the placement in a completed condition in the new location shall be computed as required for renovations, alterations and repairs in subsection 10-1.2b.1b).

4. The fee for a permit to install an inground swimming pool shall be ~~\$25.00~~ **\$30.00** per \$1,000.00.

5. The fee to erect a pool fence shall be ~~\$25.00~~ **\$30.00** per \$1,000.00.

6. The fee for an asbestos removal permit shall be ~~\$100.00~~ **\$150.00**, and the fee for a Certificate of Occupancy after asbestos shall be ~~\$50.00~~ **\$100.00**.

7. The fee for a Certificate of Occupancy for New Construction shall be fifteen (15%) percent of total permit cost of project.

8. The fee for a Continued Certificate of Occupancy shall be ~~\$100.00~~ **\$200.00**.

9. The fee for an application for a variation in accordance with N.J.A.C. 5:23-2.10 shall be ~~\$100.00~~ **\$200.00**. The fee for a resubmission of an application for a variation shall be ~~\$50.00~~ **\$100.00**.

d. The fee for the issuance of a Construction Permit that includes an item for which a fee has not been established shall be ~~\$50.00~~ **\$75.00 all disciplines except for building which is \$85.00**.

e. In order to provide training, certification and technical support programs required by the Uniform Construction Code Act and the Regulations, in addition to the fees, a surcharge fee of 0.0334 per cubic foot of volume of new buildings and additions. Volume shall be computed in accordance with N.J.A.C 5:23-2.28. The fee for all other construction shall be \$1.70 per \$1,000.00 of value of construction. The surcharge shall be remitted to the Bureau of Housing Inspection, Department of Community Affairs on a quarterly basis for the fiscal quarters ending September 30, December 31, March 31 and June 30, and no later than one month succeeding the end of the quarter for which it is due.

All ordinances, or parts thereof, inconsistent with the provisions of this ordinance be and the same are hereby repealed to the extent of such inconsistency.

Should any section, paragraph, clause or other portion of this Ordinance be adjudged by a Court of competent jurisdiction to be invalid, such judgment shall not affect or impair the remainder of this Ordinance.

This Ordinance shall become effective immediately upon adoption and publication according to law.

With no further comments from the Governing Body, Councilwoman Horowitz made a motion to open public hearing, seconded by Councilman Butler and unanimously carried.

	Mayor Nohilly	Council President White	Councilwoman Horowitz	Councilman Butler	Councilman Watson	Councilwoman Maloney	Councilman Fama
Motion to Approve			X				
Motion to Second				X			
Approved			X	X	X	X	X
Opposed							
Abstain/ Recuse							
Absent/ Excused		X					

With no comments from the public, Councilwoman Maloney made a motion to close public hearing, seconded by Councilwoman Horowitz and unanimously carried.

	Mayor Nohilly	Council President White	Councilwoman Horowitz	Councilman Butler	Councilman Watson	Councilwoman Maloney	Councilman Fama
Motion to Approve						X	
Motion to Second			X				
Approved			X	X	X	X	X
Opposed							
Abstain/ Recuse							
Absent/ Excused		X					

Councilman Butler made a motion to adopt, seconded by Councilwoman Horowitz and unanimously carried.

	Mayor Nohilly	Council President White	Councilwoman Horowitz	Councilman Butler	Councilman Watson	Councilwoman Maloney	Councilman Fama
Motion to Approve			X				
Motion to Second				X			
Approved			X	X	X	X	X
Opposed							
Abstain/ Recuse							
Absent/ Excused		X					

5. **ORDINANCE 2019-3 – 2ND READING /PUBLIC HEARING**

AN ORDINANCE AMENDING CERTIFICATE OF OCCUPANCY FEES

ORDINANCE 2019-3 WAS POSTED IN BOROUGH HALL ON MARCH 20, 2019 AND ADVERTISED IN FULL IN THE COASTER ON MARCH 28, 2019. PUBLIC HEARING WAS SET FOR APRIL 17, 2019.

ORDINANCE NO. 2019-3

AN ORDINANCE OF THE BOROUGH OF INTERLAKEN AMENDING AND SUPPLEMENTING CHAPTER X, “BUILDING AND HOUSING,” SECTION 10-5, “HOUSING CODE OF THE BOROUGH OF INTERLAKEN,” SUB-SECTION 10-5.12, “CERTIFICATE OF INSPECTION FOR OCCUPANCY”

BE IT ORDAINED by the Borough Council of the Borough of Interlaken, in the County of Monmouth and State of New Jersey, that:

SECTION ONE. Sub-section 10-5.12 "CERTIFICATE OF INSPECTION FOR OCCUPANCY," sub-subsection g, of the Code of the Borough of Interlaken is amended and supplemented as follows:

- g. A Certificate of Inspection Permitting Occupancy which is issued under the terms of this section shall be issued solely by the Construction Official of the Borough for both sales and rentals without the necessity of approval thereof by the Governing Body of the Borough. For the rental of an apartment or house, the fee shall be ~~thirty-five (\$35.00)~~ fifty \$50.00 dollars per unit and a fee of ~~twenty-five (\$25.00)~~ one-hundred \$100.00 dollars for the sale of a house. All fees shall be paid to the Borough at the time of filing the applications for the Certificate.

SECTION TWO: All other sub-subsections of Section 10-5.12 will remain unaltered.

SECTION THREE. If any section, subsection, paragraph, sentence or other portion of this Ordinance be adjudged by a Court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder of this Ordinance.

SECTION FOUR. All ordinances or parts thereof inconsistent with the provisions of this Ordinance are hereby replaced to the extent of such inconsistencies.

SECTION FIVE. This Ordinance shall take effect immediately upon its final passage and publication according to law.

With no further comments from the Governing Body, Councilman Fama made a motion to open public hearing, seconded by Councilwoman Maloney and unanimously carried.

	Mayor Nohilly	Council President White	Councilwoman Horowitz	Councilman Butler	Councilman Watson	Councilwoman Maloney	Councilman Fama
Motion to Approve							X
Motion to Second						X	
Approved			X	X	X	X	X
Opposed							
Abstain/ Recuse							
Absent/ Excused		X					

With no comments from the public, Councilwoman Maloney made a motion to close public hearing, seconded by Councilwoman Horowitz and unanimously carried.

	Mayor Nohilly	Council President White	Councilwoman Horowitz	Councilman Butler	Councilman Watson	Councilwoman Maloney	Councilman Fama
Motion to Approve						X	
Motion to Second			X				
Approved			X	X	X	X	X
Opposed							
Abstain/ Recuse							
Absent/ Excused		X					

Councilman Butler made a motion to adopt, seconded by Councilwoman Horowitz and unanimously carried.

	Mayor Nohilly	Council President White	Councilwoman Horowitz	Councilman Butler	Councilman Watson	Councilwoman Maloney	Councilman Fama
Motion to Approve				X			
Motion to Second			X				
Approved			X	X	X	X	X
Opposed							
Abstain/ Recuse							
Absent/ Excused		X					

6. ORDINANCE 2019-4 – 2ND READING /PUBLIC HEARING

AN ORDINANCE AMENDING THE SALARIES AND COMPENSATION OF THE EMPLOYEES OF THE BOROUGH OF INTERLAKEN

ORDINANCE 2019-4 WAS POSTED IN BOROUGH HALL ON MARCH 20, 2019 AND ADVERTISED IN FULL IN THE COASTER ON MARCH 28, 2019. PUBLIC HEARING WAS SET FOR APRIL 17, 2019.

AN ORDINANCE AMENDING THE SALARIES AND COMPENSATION OF THE EMPLOYEES OF THE BOROUGH OF INTERLAKEN

BE IT RESOLVED by the Borough Council of the Borough of Interlaken, County of Monmouth, State of New Jersey, that;

SECTION I: The compensation or wages to be paid to Officers and Employees shall be as follows:

<u>TITLE OF OFFICER OR EMPLOYEE</u>	<u>ANNUAL SALARY RANGE</u>
ADMINISTRATION	
Mayor and Council	\$ 0
Administrator	\$ 20,000 to \$60,000
Borough Clerk	\$ 20,000 to \$60,000
Deputy Borough Clerk	\$ 15,000 to \$50,000
Finance Clerk/Administrative Assistant	\$ 15,000 to \$50,000
Planning Board Secretary	\$ 0 to \$ 5,000
FINANCE	
Collector of Taxes	\$ 10,000 to \$45,000
Deputy Tax Collector	\$ 15,000 to \$45,000
Chief Financial Officer	\$ 8,000 to \$40,000
Treasurer	\$ 0 to \$30,000
Tax Assessor	\$ 2,500 to \$10,000
PUBLIC WORKS	

Foreman/Mechanic	\$ 30,000 to \$90,000
Laborer	\$ 25,000 to \$60,000
Recycling Coordinator	\$ 2,000 to \$10,000

CONSTRUCTION

Construction Official	\$ 2,500 to \$10,000
Building Sub-Code Official	\$ 1,500 to \$6,000 \$10,000
Plumbing Inspector	\$ 1,500 to \$6,000 \$10,000
Electrical Inspector	\$ 1,500 to \$6,000 \$10,000
Fire Sub-Code Official	\$ 1,500 to \$6,000 \$10,000
Zoning Official/Code Enforcement Official	\$ 2,000 to \$8,000 \$10,000
Construction Clerk	\$ 500 to \$8,000 \$10,000
Deputy Sub-Code Official	\$ 150 per day

LIBRARY

Librarian	\$ 3,500 to \$8,000
P/T Librarian	\$ Prevailing Min Wage to \$15.00

HOURLY EMPLOYEES

P/T Public Works Laborer	\$ Prevailing Min Wage to \$15.00
P/T Office Clerk	\$ Prevailing Min Wage to \$15.00

SECTION II: All salary provisions, salary related items and other benefits of employment, as set forth in any employment agreement between the Borough of Interlaken and the Officers or employees set forth herein are deemed incorporated herein by reference.

SECTION III: All ordinances, or part of ordinances, which are inconsistent herewith are repealed but only to the extent of such inconsistency.

SECTION IV: This ordinance shall take effect immediately upon its final passage and publication as required by law.

With no further comments from the Governing Body, Councilman Fama made a motion to open public hearing, seconded by Councilman Butler and unanimously carried.

	Mayor Nohilly	Council President White	Councilwoman Horowitz	Councilman Butler	Councilman Watson	Councilwoman Maloney	Councilman Fama
Motion to Approve							X
Motion to Second				X			
Approved			X	X	X	X	X
Opposed							
Abstain/ Recuse							
Absent/ Excused		X					

With no comments from the public, Councilwoman Maloney made a motion to close public hearing, seconded by Councilwoman Horowitz and unanimously carried.

	Mayor Nohilly	Council President White	Councilwoman Horowitz	Councilman Butler	Councilman Watson	Councilwoman Maloney	Councilman Fama
Motion to Approve						X	
Motion to Second			X				
Approved			X	X	X	X	X
Opposed							
Abstain/ Recuse							
Absent/ Excused		X					

Councilman Fama made a motion to adopt, seconded by Councilwoman Horowitz and unanimously carried.

	Mayor Nohilly	Council President White	Councilwoman Horowitz	Councilman Butler	Councilman Watson	Councilwoman Maloney	Councilman Fama
Motion to Approve			X				
Motion to Second				X			
Approved			X	X	X	X	X
Opposed							
Abstain/ Recuse							
Absent/ Excused		X					

7. **RESOLUTION 2019-52: AUTHORIZING THE 2019 MUNICIPAL BUDGET TO BE READ BY TITLE ONLY**

AUTHORIZING THE 2019 MUNICIPAL BUDGET TO BE READ BY TITLE ONLY

WHEREAS, N.J.S. 40A:4-8 permits that the Budget as advertised may be read by its title providing that at least one week prior to the date of the hearing the following provisions are met:

1. A complete copy of the budget, as advertised, is posted in a public place where public notices are customarily posted.
2. A complete copy of the budget has been available to each person requesting the same during said week and during the public hearing.

WHEREAS, the Borough of Interlaken has complied with the aforesaid requirements;

NOW, THEREFORE, BE IT RESOLVED, the Borough is hereby permitted to waive the reading in full, of the Municipal Budget for the year 2019.

Councilman Fama made a motion to authorize, seconded by Councilman Butler and unanimously carried.

	Mayor Nohilly	Council President White	Councilwoman Horowitz	Councilman Butler	Councilman Watson	Councilwoman Maloney	Councilman Fama
Motion to Approve							X
Motion to Second				X			
Approved			X	X	X	X	X
Opposed							
Abstain/ Recuse							
Absent/ Excused		X					

8. **2019 MUNICIPAL BUDGET - PUBLIC HEARING**

CFO & BOROUGH AUDITOR PRESENT

“THE 2019 MUNICIPAL BUDGET WAS INTRODUCED ON MARCH 20, 2019, AND ADVERTISED BY SUMMARY, AS REQUIRED BY LAW, ON MARCH 29, 2019 IN THE ASBURY PARK PRESS, TOGETHER WITH A NOTICE OF THE PUBLIC HEARING FOR THIS TIME. PRINTED COPIES OF THE BUDGET HAVE BEEN MADE AVAILABLE TO THE PUBLIC. IN ADDITION, A FULL COPY OF THE BUDGET HAS BEEN POSTED ON THE BOROUGH WEBSITE.”

With no further comments from the Governing Body, Councilman Fama made a motion to open public hearing, seconded by Councilman Butler and unanimously carried.

	Mayor Nohilly	Council President White	Councilwoman Horowitz	Councilman Butler	Councilman Watson	Councilwoman Maloney	Councilman Fama
Motion to Approve							X
Motion to Second				X			
Approved		X	X	X	X	X	X
Opposed							
Abstain/ Recuse							
Absent/ Excused							

Borough CFO/Tax Collector Gallagher made a summary presentation to the Council and the public present.

The 2019 Budget total is \$2,474,585.47. The total was \$ 2,394,161.08. There were two major drivers of increase of budget for 2019. There was an increase to the Police budget of greater than 2%. This will be the last year that that can happen as the new contract keeps the increase below a 2% cap. The Police contract took over the court and does not charge the Borough, which is a savings of \$25,000 to \$30,000. The second driver of the increase is debt service. You can see

The results of the projects including beautiful lighting and the final phase of the road signs. There have been road projects. The Department of Transportation covers part of the project for usually the east to west streets. The north to south streets have been done by the Borough. What happens in the debt service is that you borrow money and pay that back. The Borough is very conservative. The Borough is permitted to take notes for approximately ten years. What CFO/Tax Collector does for the Borough is take a tenth of that every year to pay those off so by year 10 the debt is gone. No permanent financing is required. The advantages of doing it this way are that the interest rates are lower on the short term notes and this disciplines us to live within our means increase in that it should stabilize as the older debts mature. The general operating costs for the Borough are modest. The Borough did fairly well at the end of 2018 for surplus. There was \$621,000. \$ 278,000 was used to help fund this year's budget. The surplus is there to help provide a little tax relief, but it is mainly there to allow the Borough to respond to emergencies. Most of the budget is the operating budget that is for salaries. The Borough is the poster child for shared services at \$800-900,000. The police, garbage, recycling and gasoline are all things we get from our neighbors. Borough CFO/Tax Collector also gave a brief summary of the Capital Improvement budget and noted that the budget will be posted on line.

Mayor Nohilly opened the floor for public comment.

Mike Mulhaul, 101 Grassmere Avenue, asked if the slides that CFO/Tax Collector Gallagher noted in his summary were available.

CFO/Tax Collector Gallagher stated that they will be made available on the Borough website.

Mayor Nohilly thanked Borough CFO/Tax Collector Gallagher.

Councilman White joined the table by phone at 7:50pm

With no further public comment, Mayor Nohilly closed the floor.

With no comments from the public, Councilwoman Maloney made a motion to close public hearing, seconded by Councilwoman Horowitz and unanimously carried.

	Mayor Nohilly	Council President White	Councilwoman Horowitz	Councilman Butler	Councilman Watson	Councilwoman Maloney	Councilman Fama
Motion to Approve						X	
Motion to Second			X				
Approved		X	X	X	X	X	X
Opposed							
Abstain/ Recuse							
Absent/ Excused							

9. RESOLUTION 2019-53a: ADOPTION OF THE 2019 MUNICIPAL BUDGET

BOROUGH OF INTERLAKEN

COUNTY OF MONMOUTH

WHEREAS, the local municipal budget for the year 2019 was approved on the 21th March 2019, and

WHEREAS, the public hearing on said budget has been advertised, and

WHEREAS, it is desired to amend said approved budget, now

THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Interlaken, County of Monmouth, that the following amendments to the approved budget of 2019 be made

Recorded Vote

(Insert Last Names)

((((
(((Abstain (
((((
Ayes (Nays (((
((((
(((Absent (
((((

	<u>From</u>	<u>To</u>
<u>Anticipated Revenues</u>		
Amount to be Raised by Taxes for Support of Municipal Budget:		
Local Tax for Municipal Purposes		
Including Reserve for Uncollected Taxes	\$ 1,966,481.09	2,009,481.09
Total Revenues	2,474,585.47	2,517,585.47
<u>Appropriations</u>		
Operations - Excluded from "Caps"		
Sewer Fees - Ocean Township Sewer Authority	195,144.00	238,144.00
Total Other Operations - Excluded from "Caps"	195,869.00	238,869.00
Total Operations - Excluded from "Caps"	1,068,840.63	1,111,840.63
Detail:		
Other Expenses	1,068,830.63	1,111,830.63
H-2 Total General Appropriations for Municipal Purposes Excluded from "Caps"	1,308,014.63	1,351,014.63
Subtotal General Appropriations	2,404,528.63	2,447,528.63
Total General Appropriations	2,474,585.47	2,517,585.47

BE IT FURTHER RESOLVED, that three certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services for his certification of the local municipal budget so amended.

BE IT FURTHER RESOLVED, that this amendment be advertised in the Asbury Park Press on April 20, 2019 and a public hearing be held on May 1st at the Municipal Building at 7:00p.m.

It is certified that this is a true copy of a resolution amending the budget, adopted by the governing body on the 17th day of April, 2019.

Certified by: Lori Reibrich, RMC

Borough Attorney read the budget amendment document into the record.

Mayor Nohilly set the adoption of the amended budget date for May 1, 2019.

10. RESOLUTION 2019-54: GOVERNING BODY CERTIFICATION OF COMPLIANCE WITH UNITED STATES EEOC

GOVERNING BODY CERTIFICATION OF COMPLIANCE WITH UNITED STATES EQUAL OPPORTUNITY COMMISSION’S “ENFORCEMENT GUIDANCE ON THE CONSIDERATION OF ARREST AND CONVICTION RECORDS IN EMPLOYMENT DECISIONS UNDER TITLE VII OF THE CIVIL RIGHTS ACT OF 1964”

WHEREAS, N.J.S.A. 40A:4-5 as amended by P.L. 2017, c.183 requires the governing body of each municipality and county to certify that their local unit’s hiring practices comply with the United States Equal Employment Opportunity Commission’s “Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964,” *as amended*, 42 U.S.C. § 2000e *et seq.*, (April 25, 2012) before submitting its approved annual budget to the Division of Local Government Services in the New Jersey Department of Community Affairs; and

WHEREAS, the members of the governing body have familiarized themselves with the contents of the above-referenced enforcement guidance and with their local unit’s hiring practices as they pertain to the consideration of an individual’s criminal history, as evidenced by the group affidavit form of the governing body attached hereto.

NOW, THEREFORE BE IT RESOLVED, That the Borough Council of the Borough of Interlaken, hereby states that it has complied with N.J.S.A. 40A:4-5, as amended by P.L. 2017, c.183, by certifying that the local unit’s hiring practices comply with the above-referenced enforcement guidance and hereby directs the Clerk to cause to be maintained and available for inspection a certified copy of this resolution and the required affidavit to show evidence of said compliance.

With no additional comments from the public, Councilwoman Maloney made a motion to close public hearing, seconded by Councilwoman Horowitz and unanimously carried.

	Mayor Nohilly	Council President White	Councilwoman Horowitz	Councilman Butler	Councilman Watson	Councilwoman Maloney	Councilman Fama
Motion to Approve						X	
Motion to Second			X				
Approved		X	X	X	X	X	X
Opposed							
Abstain/ Recuse							
Absent/ Excused							

11. RESOLUTIONS 2019-55: AWARD OF BID CONTRACT- REALTY DATA SYSTEMS

AWARDING A CONTRACT TO REALTY APPRAISAL COMPANY PROPERTY DATA COLLECTIONS AND VERIFICATION SERVICES IN ACCORDANCE WITH THE ASSESSMENT DEMONSTRATION PROGRAM

WHEREAS, the Borough of Interlaken has been ordered by the Monmouth County Board of Taxation to implement the data collections and verification services in accordance with the assessment demonstration program for all its property; and

WHEREAS, bids were solicited, and a single bid was received by Realty Appraisal Company on April 2nd, 2019; and

WHEREAS, the Tax Assessor has reviewed said proposal and finds it in compliance with the specifications; and

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Interlaken that the appropriate Borough Officials be and the same are hereby authorized to execute an agreement between the Borough of Interlaken and Realty Appraisal Company in the amount of \$12,900.00 for the completion of

reevaluation services pursuant to the specifications of the real property data collection and verification services in accordance with the assessment program from January 1, 2019 through December 31, 2023; and

BE IT FURTHER RESOLVED that a certified copy of this resolution be provided to the following:

1. Realty Appraisal Company
2. Alex Worth, Tax Assessor
3. Stephen O. Gallagher, CFO
4. Lori Reibrich, Borough Administrator

With no additional comments from the public, Councilwoman Maloney made a motion to close public hearing, seconded by Councilwoman Horowitz and unanimously carried.

	Mayor Nohilly	Council President White	Councilwoman Horowitz	Councilman Butler	Councilman Watson	Councilwoman Maloney	Councilman Fama
Motion to Approve						X	
Motion to Second			X				
Approved		X	X	X	X	X	X
Opposed							
Abstain/ Recuse							
Absent/ Excused							

12. RESOLUTIONS 2019-56: AWARD OF RFP- HELIOS CONSTRUCTION

AUTHORIZING AWARD OF RFP FOR INTERLAKEN KITCHEN IMPROVEMENT

WHEREAS, requests for proposals for the project known as *“Interlaken Kitchen Improvements”* were received by the state law governing request for proposals; and

WHEREAS, three contractor(s) provided proposals for the Interlaken Kitchen Improvement Project; and

NOW, THEREFORE, BE IT RESOLVED, that pursuant to the recommendation of the Borough Engineer, that said proposal be awarded to Helios Construction 1321 Allenhurst Ave # A, Ocean Township, NJ 07712 for \$9,545.00; and

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. Helios Construction Inc.
2. Lori Reibrich, Borough Administrator/Clerk
3. Stephen Gallagher, Chief Financial Officer
4. Peter Avakian, Borough Engineer

With no additional comments from the public, Councilwoman Maloney made a motion to close public hearing, seconded by Councilwoman Horowitz and unanimously carried.

	Mayor Nohilly	Council President White	Councilwoman Horowitz	Councilman Butler	Councilman Watson	Councilwoman Maloney	Councilman Fama
Motion to Approve						X	
Motion to Second			X				
Approved		X	X	X	X	X	X
Opposed							
Abstain/ Recuse							
Absent/ Excused							

13. **RESOLUTIONS 2019-57: BILL LIST**

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

DATE SPAN	TOTAL
03/28/19-04/15/19	\$98,909.80

Resolution 2019-57:

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 April 17, 2019 is in the amount of Ninety-Eight Thousand, Nine Hundred Nine Dollars and Eighty 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.

With no additional comments from the public, Councilwoman Maloney made a motion to close public hearing, seconded by Councilwoman Horowitz and unanimously carried.

	Mayor Nohilly	Council President White	Councilwoman Horowitz	Councilman Butler	Councilman Watson	Councilwoman Maloney	Councilman Fama
Motion to Approve						X	
Motion to Second			X				
Approved		X	X	X	X	X	X
Opposed							
Abstain/ Recuse							
Absent/ Excused							

14. **REPORTS/CORRESPONDENCE:**

- **Administration/Finance:** No report.
- **Public Safety:** Council President White made note that the monthly Police Report has been distributed.
- **Streets & Roads:** Councilman Butler noted that the street signs have been delivered and installation would begin shortly. Councilman Butler and Borough Clerk/Administrator Reibrich met with the Dave Howarth from Engineer Avakian’s office to consult regarding sign placement. There are 50 signs. 13 are being moved to create consistency. The project will take 2 weeks to complete.
- **Shade Tree Commission:** Councilman Fama noted that the Commission was making an inventory and expected to plant 10 new trees. Councilman Fama noted that the Commission would be asking for assistance from the Borough’s DPW to plant the trees.

Borough Clerk/Administrator Reibrich stated that DPW agreed do the plantings and would work within the DPW schedule to complete the plantings. The trimming will be done later on in the year.

- **Planning Board:** Councilman Butler stated that there was one application. There was a discussion regarding the letter received by TOSA regarding a review and it was a consensus that the project would be done as a Capital Review. A letter is being sent to ask them to come to the next Planning Board meeting.

- **Board of Education:** No report.
- **Borough Administrator:** Borough Clerk/Administrator Reibrich passed out copies of the proposed newsletter. The Board had a brief discussion regarding additions. The Board discussed the updated recycling information that will be included in the newsletter. Borough Administrator Reibrich stated that the County Recycling Center is no longer accepting recycling that has plastic bags comingled.

Mayor Nohilly noted that only certain plastics can be recycled.

Borough Clerk Administrator Reibrich asked Council regarding arrangements for the balloon delivery for the Town-wide Garage Sale.

3. **NEW BUSINESS:** None
4. **COMMENTS FROM THE PUBLIC:** Mayor Nohilly opened the floor for public comment.

Susan Baczkowski, 400 Grassmere Avenue, stated that she was concerned about speeding on Grassmere Avenue. Cars do not stop when there are people in the crosswalk. Ms. Baczkowski feels that the traffic on Interlaken roads will increase when Allenhurst completes the condos planned for Main Street.

Michael Mulhaul, 101 Grassmere Avenue, agreed with Ms. Baczkowski that cars do not stop at the intersections and fears accidents may happen.

Laura Mulhaul, 101 Grassmere Avenue agreed, drivers are not stopping for pedestrians in the crosswalk and believes the problem may be inconsiderate drivers rather than speeders.

Janet Casini, 731 Raymere Avenue, stated that she cannot cross the streets. Drivers are not stopping for those in the crosswalks.

Laura Wishart Dugan, 409 Grassmere Avenue, said she shared the concerns about the speeding and drivers ignoring the crosswalks.

Donna White, 405 Grassmere Avenue, stated that she brought the same concerns to the Council last year and Council is not doing anything to remedy the situation.

Mayor Nohilly addressed the concerns of the residents stating that he and other Council members met with the Deal Chief of Police in his office. Several traffic studies have been done throughout the Borough. The data collected indicates that, though there is the occasional car that goes over the limit, there is not issue with speeding throughout the Borough.

Mayor Nohilly indicated that Council will continue to look into monitoring traffic concerns along with the Police Department. The surrounding municipalities are changing, which is bringing more cars to the area.

With no additional public present for comment, he closed the floor.

5. **ADJOURNMENT:** With no further comments, Councilman Watson made a motion to adjourn, seconded by Councilwoman Maloney and unanimously carried.

	Mayor Nohilly	Council President White	Councilwoman Horowitz	Councilman Butler	Councilman Watson	Councilwoman Maloney	Councilman Fama
Motion to Approve					X		
Motion to Second						X	
Approved		X	X	X	X	X	X
Opposed							
Abstain/ Recuse							
Absent/ Excused							

Lori Reibrich, RMC
Borough Clerk/Administrator