

**BOROUGH OF INTERLAKEN
MINUTES
MAY 20, 2020
7:00 P.M. AT BOROUGH HALL**

The regular meeting of the Borough of Interlaken was called to order 7 p.m., by Mayor Nohilly followed by a salute the flag. The Sunshine Statement was read by Borough Clerk/Administrator Lori Reibrich. “THE NOTICE REQUIREMENTS OF THE OPEN PUBLIC MEETINGS ACT HAVE BEEN SATISFIED BY FORWARDING NOTICE TO THE ASBURY PARK PRESS AND THE COASTER OF A MEETING DATE CHANGE THAT WOULD BE HELD ON APRIL 23, 2020 AT 7 PM VIA ZOOM CONFERENCE UNDER THE GOVERNOR’S EXECUTIVE ORDER 107. A COPY OF THE NOTICE IS POSTED ON THE OFFICIAL BOROUGH WEBSITE WITH FULL DIRECTIONS ON HOW THE PUBLIC CAN ATTEND AND MAKE COMMENT AT THE MEETING. ALSO, A COPY WAS PLACED ON THE DOOR AT BOROUGH HALL AND IS ON FILE IN THE BOROUGH CLERK’S OFFICE.”

Note the meeting was held with all members attending remotely due to the COVID-19 Pandemic restrictions.

Present: Mayor Nohilly, Council members: Horowitz, Butler, Watson, Maloney and Fama

Also Present: Borough Attorney Richard Shaklee and Borough Clerk/Administrator Reibrich

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

Mayor Nohilly opened the floor for public comment.

With no public present for comment, the floor was closed.

2. APPOINTMENT COUNCIL PRESIDENT

Councilwoman Horowitz made motion to nominate Councilman Butler as Council President, seconded by Councilman Watson and unanimously carried.

	Mayor Nohilly	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						

3. **RESOLUTION 2020-52: VACANCY ON BOROUGH COUNCIL DUE TO RESIGNATION OF ROBERT WHITE PURSUANT TO N.J.S.A. 40A:16-11; UNEXPIRED TERM TO BE PLACED ON THE BALLOT FOR NOVEMBER 2020 GENERAL ELECTION**

WHEREAS, Councilman Robert White resigned from his position on May 1, 2020 and;

WHEREAS, N.J.S.A. 40A:16-11 authorizes the existing Borough Council to select a replacement until such time as the next election is held for the unexpired term of the position; and;

WHEREAS, the Chairman of the Interlaken Republican Committee has submitted the names of suitable candidates for the position.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Interlaken, County of Monmouth and State of New Jersey that Michael Delia be and is hereby appointed until such time as an election is held to fill the remaining unexpired term of the vacated position pursuant to N.J.S.A. 40A:16-11 and a successor is duly qualified.

BE IT FURTHER RESOLVED that certified copies of this Resolution be forwarded to the following:

1. Judith Ricci, Special Deputy Clerk of Elections
2. Lori Reibrich, Borough Administrator/ Clerk

Mayor Nohilly opened the nominations for the vacancy.

Councilman Watson stated that his support is for Michael Delia being he knows him very well and believes he will be an asset to the Council for many reasons.

Some Council members discussed that they did not know either candidate on the list but would be happy to work with either. Members made comment to Councilman Watson’s recommendation as well as the County Committee recommendation which was that though both candidates would be excellent their support was for Michael DeSarno who has expressed interest for a few years now.

With no further comments, Councilwoman Maloney made a motion to appoint Michael Delia seconded by Councilman Watson and carried after roll call vote.

	Mayor Nohilly	Councilwoman Horowitz	Councilman Butler	Councilman Watson	Councilwoman Maloney	Councilman Fama
Motion to Approve					X	
Motion to Second				X		
Approved		X	X	X	X	

Opposed							X
Abstain/ Recuse							
Absent/ Excused							

4. **APPROVAL OF MINUTES – MARCH 4, 2020 WORKSHOP & REGULAR MEETINGS AND MARCH 26, 2020 REGULAR MEETING**

With no further comments, Councilwoman Horowitz made a motion to approve, seconded by Council President Butler and unanimously carried.

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

5. **ORDINANCE 2020-2: AN ORDINANCE OF THE BOROUGH OF INTERLAKEN AMENDING CHAPTER VII, SECTION 7-14 “PARKING PROHIBITED DURING CERTAIN HOURS ON CERTAIN STREETS”**

**AN ORDINANCE OF THE BOROUGH OF INTERLAKEN
AMENDING CHAPTER VII, SECTION 7-14 “PARKING
PROHIBITED DURING CERTAIN HOURS ON CERTAIN
STREETS”**

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 7-14 “PARKING PROHIBITED DURING CERTAIN HOURS ON CERTAIN STREETS” of the Code of the Borough of Interlaken is amended to remove the existing language and replace it with the following:

No person shall park or stand a vehicle between the hours and on the streets specified below except as provided herein.

Name of Street	Side	Hours	Location
All Streets *	Both	2:00 a.m.- 6:00 a.m.	Entire Length
Bridlemere Avenue**	North	10:00 p.m.- 6:00 a.m.	Area contiguous to Borough Recreational

Field

* Permission to park on Borough Streets between the hours of 2:00 a.m. and 6:00 a.m. will only occur with the permission of the Police and will be granted for homeowners during construction, visitors, disabled vehicles and other emergency conditions. Vehicles may only be granted permission for six (6) nights within a calendar month.

** There are no exceptions to the prohibition of parking on Bridlemere Avenue North during the hours and at the location stated here.

SECTION TWO. All other sections and subsections of Chapter VII, "TRAFFIC" 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.

Mayor Nohilly explained the current process of calling the Police for permission to park and how the process changed from the time of having Interlaken Police to Deal Police Department. The current ordinance possess language that no longer applies reference housing Borough cars and school bus.

The Council discussed the ordinance and that to allow for residents to call for exceptions every day is not the intent. A brief discussion was had regarding the purpose of the overnight parking ordinance and how if exceptions are allowed each day that it defeats the purpose of having the ordinance that has been in place for many decades.

Councilwoman Maloney questioned possible hardships people may encounter if this ordinance were to limit number of days allowed.

It was mentioned that some situations of people that call in have room in their driveways and use the current exception system out of convenience. Council discussed emergency situations, construction exceptions and other needs for making requests.

The Council discussed the process of submitting a request via google link on the Borough website and that the Deal Police asked to be responsible for tracking the requests. Tracking will not be an issue and each resident will be allowed to have 6 requests per calendar month per household.

With no further comments, Councilwoman Maloney made a motion to approve, seconded by Councilman Watson and unanimously carried.

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

6. **RESOLUTIONS 2020-53: RECYCLING TONNAGE GRANT**

APPROVING 2019 RECYCLING TONNAGE GRANT APPLICATION

WHEREAS, the Mandatory Source Separation and Recycling Act, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection has promulgated recycling regulations to Implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing this municipality to apply for such tonnage grants for calendar year 2018 will memorialize the commitment of this municipality to recycling and to indicate the assent of the Borough Council of the Borough of Interlaken to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW, THEREFORE BE IT RESOLVED by the Borough Council of the Borough of Interlaken that the Borough of Interlaken hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Norman Cottrell, Recycling Coordinator, to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

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

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

7. RESOLUTIONS 2020-54: BILL LIST

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

DATE SPAN	TOTAL
05/12/20-05/18/20	\$187,255.76

Resolution 2020-54:

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 May 20, 2020 is in the amount of One Hundred Eighty-Seven, Two Hundred Fifty-Five Dollars and Seventy-Six 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 comments, Council President Butler made a motion to approve, seconded by Councilman Watson and unanimously carried.

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

8. REPORTS/CORRESPONDENCE

- **Administration/Finance:** No report.
- **Public Safety:** No report.
- **Streets & Roads:** Council President Butler and Borough Administrator Reibrich reported on the 2019 Road Improvement Project. As of right now, the project is slated to come in under the bid pricing.

BA Reibrich presented a change order recommendation regarding a tree removal grading that is Borough responsibility but could be budgeted through the Shade Tree Commission. The Borough does need to address it and BA Reibrich recommendation was to complete it under the current contract. Council unanimously agreed.

Another item regarding the Rona/Woodmere project was that the residents of 22 Rona approached the Borough about installing a gas line later on as they just purchased the home. The Council discussed the 5-year moratorium and a request to open the road would come before the Council as required by ordinance.

- **Shade Tree Commission:** Councilman Fama reported that the Hartung's resigned from the Commission.
- **Planning Board:** Councilman President Butler stated that there was a memorialization resolution at the last meeting.
- **Board of Education:** Councilwoman Maloney reported the budget numbers and that the kindergarten enrollment increased for the coming year.
- **Recreation Advisory Committee:** No report.
- **Borough Administrator:** BA Reibrich stated that Rona/Woodmere/Scarba paving would begin Thursday and Friday weather permitting. Bond Ordinance would be coming before the Council at the next meeting for introduction. This was discussed at length during the budget time.

BA Reibrich commended the employees of the DPW Department and shared with Council numerous compliments from residents received via calls and emails.

DPW will begin the annual Lake clean up next week. This will address some debris that was left by JCP&L during the trimming that was completed around their power lines.

BA Reibrich was awaiting an answer from staff of the Monmouth County Open Space Grant program. The question regarding submission timelines during the pandemic was asked.

9. **COMMENTS FROM THE PUBLIC**

Mayor Nohilly opened the floor to the public.

Michael Mulhaul, 101 Grasmere Avenue, provided his thoughts on the proposed change to the parking ordinance. He discussed aesthetics during 2-6 am as well as allowing family to park on the street.

Laura Mulhaul, 101 Grasmere Avenue, expressed her hardship for the space she has on her property to house cars when her extended family stays over as well as her children who each have a car and are living with her. Each child also has a significant other and they have cars as well. She questioned what kind of recourse this ordinance would provide for having a large family with lots of cars.

10. **ADJOURNMENT:** With no further comments, Councilwoman Horowitz made a motion to adjourn, seconded Council President Butler and unanimously carried.

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

Lori Reibrich, RMC
Borough Administrator/Clerk