

**BOROUGH OF INTERLAKEN  
MINUTES  
JUNE 17, 2020  
7:00 P.M. AT BOROUGH HALL**

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The regular meeting of the Borough of Interlaken was called to order 8:02 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 Council members attending in person in the meeting room and public attending remotely due to the COVID-19 Pandemic restrictions. Councilwoman Maloney attended via Zoom.

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

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

Absent: Councilwoman Horowitz

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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. **SWEARING IN OF COUNCILMAN MICHAEL DELIA**

Municipal Clerk Reibrich swore in Councilman Michael Delia. The Mayor and Council extended sincere congratulations and welcomed him to the table. Councilman Delia expressed his excitement to serve the community and work with the Council.

3. **SWEARING IN OF COUNCIL PRESIDENT JOHN BUTLER**

Municipal Clerk Reibrich swore in Councilman John Butler as the Council President. Council provided sincere congratulations for Councilman Butler and welcomed him to his new role on the Governing Body.

4. **APPROVAL OF MINUTES: MAY 20, 2020 REGULAR MEETING**

With no further comments, Councilman Fama 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”**

*ORDINANCE 2020-2 WAS POSTED IN BOROUGH HALL AND THE BOROUGH WEBSITE ON MAY 20, 2020. COPIES WERE MADE AVAILABLE VIA EMAIL OR POSTAL MAIL FOR ANY REQUESTORS. ORDINANCE 2020-2 WAS ADVERTISED IN FULL IN THE ASBURY PARK PRESS ON JUNE 5, 2020. PUBLIC HEARING WAS SET FOR JUNE 17, 2020.*

**BOROUGH OF INTERLAKEN**

**ORDINANCE NO. 2020-2**

**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.-<br>6:00 a.m.  | Entire Length                                       |
| Bridlemere Avenue** North |      | 10:00 p.m.-<br>6:00 a.m. | Area contiguous to<br>Borough Recreational<br>Field |

\* Any parking on Borough Streets between the hours of 2:00 a.m. and 6:00 a.m. will require the permission of the Police and will be granted for homeowners in the event of visitors, disabled vehicles and other emergency conditions. Each household may only be granted permission for up to six (6) nights within a calendar month. On street parking between 2:00 a.m. and 6:00 a.m. may also occur with permission of the Police for construction projects. In the case of construction projects, the six (6) nights per calendar month limitation will not apply.

\*\* 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.

| <b>ORDINANCE READING</b>                | <b>DATE</b>   |
|---|---------------|
| <b>1<sup>ST</sup> READING BY TITLE:</b> | May 20, 2020  |
| <b>2<sup>ND</sup> READING BY TITLE:</b> | June 17, 2020 |

Councilman Fama made a motion to open the public hearing, seconded by Council President Butler and unanimously carried.

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

Michael Mulhail, 101 Grasmere Avenue, discussed the current living situation at the Mulhail residence that includes the needs of many cars some of which that do not fit in the driveway. He explained that he and his wife are looking to complete many renovations to the house and the property. They are making strides in determining a way to expand the parking on their property, so they do not need to place cars on the street. Mr. Mulhail requested some time to complete the projects and that there should be realistic implementation of this ordinance.

Laura Mulhaul, 101 Grasmere Avenue, inquired about a grandfathering of their property. Ms. Mulhaul discussed other families that may have hardships and that there should be special stipulations made for extreme situations.

Blanche Franks, 310 Bendermere Avenue, stated that the overnight parking ordinance from 2-6 am is for safety and that it has been in place for many, many years. She stated that new residents who move in need to respect past ordinances and should not be requesting special privileges. The remedy of the hardship is on the homeowner to figure out and special treatment should not be asked of the Borough.

Mayor Nohilly explained the current ordinance and the exceptions that have been made and how the process changed since the shared service with Deal and Interlaken once having their own Police Department. He explained there would be no grandfathering nor special allowances but perhaps he and the Borough Administrator could meet with the Mulhails to discuss a temporary accommodation while construction or other measures are taken to comply with the ordinance.

With no further comments, Councilman Fama made a motion to close public hearing, 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                     |                   |                      |                 |                  |

With no further comments, Council President Butler made a motion to adopt the ordinance, seconded by Councilman Fama 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. **ORDINANCE 2020-3: BOND ORDINANCE**

**BOROUGH OF INTERLAKEN  
COUNTY OF MONMOUTH**

**Bond Ordinance No. 2020-3**

**BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS AND APPROPRIATING \$332,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$152,950 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 \$332,000, said sum being inclusive of all appropriations heretofore made therefor, and including the sum of \$8,050 as the down payment for said purposes as required by the Local Bond Law, N.J.S.A. 40A:2-1 *et seq.*, and \$171,000 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 \$152,950, 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 Iona Street, with a total appropriation and estimated cost of \$214,000, estimated maximum amount of bonds or notes therefor of \$40,850, grant funds in the amount of \$171,000 from the New Jersey Department of Transportation, and an average period of usefulness of 10 years;
- (ii) various road improvements, with a total appropriation and estimated cost of

\$108,000, estimated maximum amount of bonds or notes therefor of \$102,600, and an average period of usefulness of 10 years; and

- (iii) acquisition of computer and printer equipment, with a total appropriation and estimated cost of \$10,000, estimated maximum amount of bonds or notes therefor of \$9,500, and an average period of usefulness of 5 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 \$152,950, as stated in Section 2 hereof.

(c) The estimated cost of the improvements or purposes described in Section 3(a) hereof is \$332,000, which is equal to the amount of the appropriation herein made therefor. The excess of the appropriation of \$332,000 over the estimated maximum amount of bonds or notes to be issued therefor being the amount of said \$8,050 down payment and the New Jersey Department of Transportation grant in the amount of \$171,000.

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 9.84 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 \$152,950 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$59,000 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.

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                     |                   |                      |                 |                  |

MAYOR SET THE PUBLIC HEARING FOR JULY 15, 2020



7. **RESOLUTIONS 2020-55: APPROVAL OF COUNCIL COMMITTEES**

**APPROVAL OF COUNCIL ASSIGNMENTS**

**BE IT RESOLVED** by the Borough Council of the Borough of Interlaken that it hereby confirms the following council assignments for the remainder of 2020:

| COMMITTEE                | LIAISON                             |
|--------------------------|-------------------------------------|
| ADMINISTRATION & FINANCE | Councilwoman Mindy Horowitz – Chair |
|                          | Councilman John Butler              |
|                          | Councilman Brendan Watson           |

| COMMITTEE                               | LIAISON                         |
|---|---------------------------------|
| PUBLIC SAFETY & CONSTRUCTION INSPECTION | Councilman Brendan Watson Chair |
|   | Councilwoman Margaret Maloney   |
|   | Councilman Michael Delia        |

| COMMITTEE               | LIAISON                        |
|-------------------------|--------------------------------|
| STREETS, ROADS & SEWERS | Councilman John Butler – Chair |
|                         | Councilman Arthur Fama         |
|                         | Councilman Michael Delia       |

| DEPARTMENT         | COUNCIL LIAISON               |
|--------------------|-------------------------------|
| BOARD OF EDUCATION | Councilwoman Margaret Maloney |

| DEPARTMENT            | COUNCIL LIAISON        |
|-----------------------|------------------------|
| SHADE TREE COMMISSION | Councilman Arthur Fama |

| DEPARTMENT     | COUNCIL LIAISON        |
|----------------|------------------------|
| PLANNING BOARD | Councilman John Butler |

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

1. Lori Reibrich, Borough Administrator

With no further comments, Councilman Fama 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                     |                   |                      |                 |                  |

8. **RESOLUTIONS 2020-56: AFFIRMING RESCINDING ORDER RESTRICTING SEASONAL RENTALS**

**RESOLUTION 2020-56**

**RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF INTERLAKEN AFFIRMING ORDER RESCINDING THE RESTRICTION OF SEASONAL RENTALS IN THE BOROUGH OF INTERLAKEN**

**WHEREAS**, Executive Order No. 107 (2020), issued by the Governor on March 21, 2020, established enhanced social mitigation strategies for combatting COVID-19; and

**WHEREAS**, Executive Order No. 108 recognized that there were circumstances where it would be beneficial for localities to be able to impose additional restrictions when such municipalities had legitimate concerns about the influx of new visitors, which may cause public health concerns as to social distancing and endeavoring to avoid unnecessary increases in density of individuals; and

**WHEREAS**, the State Director of Emergency Management, on April 4, 2020, issued Administrative Order 2020-8 which recognized that substantial influxes of new visitors in a community might over use healthcare facilities and public safety and emergency services as COVID-19 spreads through an increased population; and

**WHEREAS**, Executive Order No. 108 specifically provided that municipalities may impose additional restrictions in response to COVID-19 on online market places for arranging or offering lodging; and

**WHEREAS**, Administrative Order No. 2020-8 authorized municipalities to impose additional restrictions in response to COVID-19 on the ability of hotels, motels, guest houses, or private residences, or parts thereof, to accept new transient guests or seasonal tenants after the effective date of that Order which was April 5, 2020 at 8:00 p.m.; and

**WHEREAS**, N.J.S.A. App. A:9-40.5 gives power for Emergency Management Coordinators to issue and enforce orders necessary to implement and carry out emergency management operations and to protect the health, safety and resources of the residents of a municipality; and,

**WHEREAS**, those powers have been implicated by the issuing of Executive Orders 107, 108 and Administrative Order 2020-8, and by the fact that there is a Governor declared public health emergency and a state of emergency throughout the State of New Jersey due to a public health hazard; and,

**WHEREAS**, an order by the Mayor, OEM Coordinator and Borough Administrator was issued prohibiting rentals of homes on April 20, 2020 and a resolution affirming the Order on April 23, 2020 for either transient guests or seasonal rentals until that order is revoked and that no landlord registrations would be allowed, or Certificate of Occupancy issued for that time period for any seasonal or transient rentals.

**WHEREAS**, an order by the Mayor, OEM Coordinator and Borough Administrator now **rescinds** the order prohibiting rentals of homes for either transient guests or seasonal rentals. The ban on landlord registrations and applications for Certificate of Occupancy have been lifted effective immediately.

**NOW THEREFORE BE IT RESOLVED BY THE BOROUGH COUNCIL OF  
THE BOROUGH OF INTERLAKEN:**

1. The Order restricting seasonal rentals in the Borough of Interlaken issued by the OEM Coordinator, Mayor and Borough Administrator has been rescinded effective immediately.

With no comments, Councilwoman Maloney 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                     |                   |                      |                 |                  |

9. **RESOLUTIONS 2020-57: AUTHORIZING ISSUANCE OF ESTIMATED PROPERTY TAX PURSUANT TO N.J.S.A.54:4-66.2**

**AUTHORIZING ISSUANCE OF ESTIMATED PROPERTY TAX BILLS PURSUANT TO N.J.S.A.54:4-66.2 et seq**

**WHEREAS**, the Monmouth County Tax Administrator is unable to certify the final 2020 tax rates required by the Borough of Interlaken for third and fourth quarter, 2020 tax billing; and

**WHEREAS**, it is anticipated that the Borough of Interlaken will not be able to issue tax bills for the year 2020 in advance of third quarter taxes due August 1, 2020; and

**WHEREAS**, the Borough of Interlaken has determined that there will be insufficient cash inflows to support operations by the end of July 2020 unless third quarter tax revenue is received with the August 1, 2020 due date.

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

1. The Chief Financial Officer/Tax Collector is hereby authorized to take all steps necessary to send out estimated bills for the third quarter 2020 in accordance with the provisions of N.J.S.A. 54:4-66.2 et seq.
2. The estimated tax levy for 2020 is hereby set at \$3,517,789.84.
3. The estimated general tax rate based on calculations of the Chief Financial Officer/Tax Collector of the permissible tax levy range for estimated billing purposes is set at 101.37% which equates to \$1.207 per \$100 of assessed value.
4. In accordance with applicable law, the third quarter installment of 2020 taxes shall not be subject to interest until the later of August 10 or the twenty-fifth calendar day after

the date estimated bills were mailed. The estimated bills shall contain a notice specifying the date on which interest may begin to accrue.

5. That the Chief Financial Officer/Tax Collector takes any and all additional steps to immediately implement these directives.

**BE IT FURTHER RESOLVED** that a copy of the within resolution be forwarded to the following:

1. Chief Financial Officer/Tax Collector
2. Borough Auditor

With no comments, Councilman Fama 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                     |                   |                      |                 |                  |

10. **RESOLUTIONS 2020-58: AUTHORIZING THE MONMOUTH COUNTY RELIEF FUND PROGRAM REIMBURSEMENT AGREEMENT**

**RESOLUTION AUTHORIZING THE MAYOR AND MUNICIPAL CLERK TO EXECUTE THE MONMOUTH COUNTY MUNICIPAL CORONAVIRUS RELIEF REIMBURSEMENT AGREEMENT**

**WHEREAS**, the Monmouth County has received CARES Act funds from the United States Treasury (“Stimulus Funds”) to be used to reimburse Monmouth County due to economic damage caused by the Coronavirus; and

**WHEREAS**, as the recipient of the “Stimulus Funds” it will be the responsibility of Monmouth County to disburse the Stimulus Funds to eligible recipients in accordance with the terms and provisions of the CARES Act and any guidelines or regulations issued by US

Government or any agencies/departments; and

**WHEREAS**, the Freeholders determined that it is in the best interest of the citizens of Monmouth County to dedicate a share of the funding to reimburse municipalities for COVID-19 related costs and expenses under the Municipal Coronavirus Relief Fund Program; and

**WHEREAS**, it is in the best interest of the Borough of Interlaken to enter into such an agreement.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Governing Body of the Borough of Interlaken , that the agreement entitled "MONMOUTH COUNTY CORONAVIRUS RELIEF FUND PROGRAM REIMBURSEMENT AGREEMENT", a copy of which is attached hereto, be executed by the Mayor and Municipal Clerk in accordance with the provisions of law.

With no comments, Councilman Watson 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                     |                   |                      |                 |                  |

**11. RESOLUTIONS 2020-59: APPROVAL OF CONTRACT RENEWAL WITH HORIZON HEALTHCARE DENTAL/PUBLIC EMPLOYER TRUST THROUGH JUNE 30, 2022**

**APPROVAL OF CONTRACT RENEWAL WITH HORIZON HEALTHCARE DENTAL/ PUBLIC EMPLOYER TRUST THROUGH JUNE 30, 2022**

**WHEREAS**, the Borough of Interlaken holds an agreement with Horizon Healthcare Dental/Public Employer Trust for the purpose of providing dental benefits to the full-time employees of the Borough of Interlaken; and

**WHEREAS**, said agreement is scheduled to expire on July 1, 2020; and

**WHEREAS**, the Borough Council of the Borough of Interlaken desires to renew said contract through June 30, 2022.

**NOW, THEREFORE**, be it resolved as follows:

1. The Borough of Interlaken agrees to renew its contract with Horizon Healthcare Dental/Public Employer Trust for the purpose of providing dental benefits to the full-time employees of the Borough of Interlaken; and
2. The Borough of Interlaken agrees to the attached rate schedule for the next two years (July 1, 2020 – June 30, 2022).
3. The Borough Administrator is hereby authorized to execute the renewal of said agreement.

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

- 1) Ted Wardell, Senior Vice President, Brown & Brown Benefit Advisors
- 2) Lori Reibrich, Borough Administrator
- 3) Bill Coy, Finance/Personnel Clerk
- 4) Stephen Gallagher, CFO

With no comments, Councilman Watson made a motion to approve, seconded by Councilwoman Maloney 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                     |                   |                      |                 |                  |

**12. RESOLUTION 2020-60: AUTHORIZING PAYMENT CERTIFICATE #1 AND CHANGE ORDER #1 FOR 2019 ROAD IMPROVEMENT PROGRAM**

**RESOLUTION AUTHORIZING CHANGE ORDER #1 AND PAYMENT CERTIFICATE #1 FOR 2019 ROAD IMPROVEMENT PROGRAM**

**WHEREAS**, the Borough previously entered into a contract with Fernandes Construction, Inc. for the project entitled “2019 Road Improvement Program”; and

**WHEREAS**, payment certificate No. 1 has been submitted by Fernandes Construction to Borough Engineer, Avakian, Inc for payment of \$324, 802.52; and

**WHEREAS**, Fernandes Construction, Inc. submitted Change Order No. 1 which increases the overall contract by \$7,550.00 due to additional approved quantities for the work completed to date; and

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

|                                     |              |
|-------------------------------------|--------------|
| Original Contract Amount:           | \$402,826.97 |
| Amount of Supplemental Agreement:   | \$7,550.00   |
| Total Adjusted Contract Amount Due: | \$410,376.97 |

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Borough Council that Change Order No. 1 and Payment Certificate No. 1 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. 1 and Payment Certificate No. 1

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

1. Peter Avakian, Borough Engineer
2. Fernandes Construction, Inc
3. Borough Administrator
4. Chief Financial Officer

With no comments, Council President Butler made a motion to approve, seconded by Councilman Fama 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                     |                   |                      |                 |                  |



13. **RESOLUTIONS 2020-61: APPROVING PARK USE APPLICATION- OCEAN TOWNSHIP LITTLE LEAGUE**

**RESOLUTION APPROVING PARK USE APPLICATION**

**WHEREAS**, the Ocean Township Little League (O.T.L.L.) has submitted an application to utilize the Borough of Interlaken Ballfield located at 725 Bridlemere Avenue, from June 22, 2020 through August 18, 2020 from 5 pm to 8:30 pm Monday through Friday; and

**WHEREAS**, pursuant to the Borough of Interlaken Code, Chapter XIV, Chapter 1.5, all residents, associations, entities and other persons desirous of using and/or enjoying the park areas, recreational areas and Borough facilities for the purpose of conducting, maintaining and/or operating an organized activity, shall obtain express prior written consent of the Borough Council.

**NOW, THEREFORE BE IT RESOLVED**, by the Borough Council of the Borough of Interlaken, County of Monmouth that it does hereby authorize the Borough Administrator to execute the Park Use Agreement on behalf of the Borough of Interlaken, granting permission to the O.T.L.L. to utilize the ballfield on dates and times listed on the application attached.

**BE IT FURTHER RESOLVED**, that the applicant must provide the Borough Administrator with a certificate of insurance naming the Borough of Interlaken as additional insured prior to execution of the Park Use Agreement.

**BE IT FURTHER RESOLVED** that a copy of this resolution be forwarded to:

1. Lori Reibrich, Borough Administrator
2. Chief Ronen Neuman, Deal Police
3. Norman Cottrell, DPW Foreman
4. Vincent Volek, O.T.L.L.

With no comments, Councilman Watson 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                     |                   |                      |                 |                  |

**14. RESOLUTIONS 2020-62: APPROVING PARK USE APPLICATION- SEPHARDIC YOUTH BOYS CLUB**

**RESOLUTION AUTHORIZING PARK USE AGREEMENT AND APPLICATION**

**WHEREAS**, the JD Sports Academy (JDSA) has submitted an application to utilize the Borough of Interlaken Ballfield located at 725 Bridlemere Avenue, from July through August 16, 2019, Monday through Friday, from 11 am to 12:30 pm; and

**WHEREAS**, pursuant to the Borough of Interlaken Code, Chapter XIV, Chapter 1.5, all residents, associations, entities and other persons desirous of using and/or enjoying the park areas, recreational areas and Borough facilities for the purpose of conducting, maintaining and/or operating an organized activity, shall obtain express prior written consent of the Borough Council.

**NOW, THEREFORE BE IT RESOLVED**, by the Borough Council of the Borough of Interlaken, County of Monmouth that it does hereby authorize the Borough Administrator to execute the Park Use Agreement on behalf of the Borough of Interlaken, granting permission to the S.Y.B.C. to utilize the ballfield on dates and times listed on the application submitted.

**BE IT FURTHER RESOLVED**, that the applicant must provide the Borough Administrator with a certificate of insurance naming the Borough of Interlaken as additional insured prior to execution of the Park Use Agreement.

**BE IT FURTHER RESOLVED** that a copy of this resolution be forwarded to:

1. Lori Reibrich, Borough Administrator
2. Chief Ronen Neuman, Deal Police
3. Jack Dweck, JDSA

Councilwoman Maloney noted that part of the insurance hold harmless agreement was not signed on the application. Borough Administrator Reibrich stated she would handle this oversight and have the signature obtained tomorrow morning. The Council said this application would be approved contingent on the signature being received.

With no further comments, Councilman Delia 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                     |                   |                      |                 |                  |

15. RESOLUTIONS 2020-63: BILL LIST

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

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| DATE SPAN  | TOTAL        |
|------------|--------------|
| 06/02/2020 | \$427,953.77 |

**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 June 17, 2020 is in the amount of Four Hundred Twenty Seven Thousand Nine Hundred Fifty Three Dollars and Seventy-Seven 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 further comments, Council President Butler made a motion to approve, seconded by Councilman Delia and unanimously carried.

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

16. REPORTS/CORRESPONDENCE

- ADMINISTRATION/FINANCE No Report
- PUBLIC SAFETY No Report
- STREETS & ROADS No Report
- SHADE TREE COMMISSION Councilman Fama reported that Tree Removal Permits have been going smoothly for the Commission.
- PLANNING BOARD Council President Butler reported that the meeting was cancelled.
- BOARD OF EDUCATION No Report
- RECREATION COMMITTEE No Report
- BOROUGH ADMINISTRATOR Borough Administrator Reibrich discussed the upcoming July 7<sup>th</sup> Primary and the status of the mail in ballots.

17. **COMMENTS FROM THE PUBLIC**

Mayor Nohilly opened the floor for public comment.

Paul McEvily,, 610 Woodmere Avenue, expressed his thanks to the Mayor and Council and all people involved in getting the beautiful Woodmere Road project completed. He said that the contractor was wonderful, and the curbing and paving is such a great improvement. He is very thankful.

Mayor Nohilly thanked Mr. McEvily for calling into the Zoom to express to the Governing Body such a heartfelt compliment.

With no further comments, Mayor Nohilly closed the floor.

18. **ADJOURNMENT**

With no further comments, Councilman Fama made a motion to adjourn, 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                     |                   |                      |                 |                  |

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Lori Reibrich, RMC  
Borough Administrator/Clerk