

**BOROUGH OF INTERLAKEN
MINUTES
JULY 15, 2020
7:00 P.M. AT BOROUGH HALL**

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."

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

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

PRESIDING OFFICER OPENS THE FLOOR
PRESIDING OFFICER CLOSES THE FLOOR

2. APPROVAL OF MINUTES: JUNE 17, 2020 REGULAR MEETING

With no further comments, Councilwoman Maloney 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							

3. **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.

ORDINANCE READING	DATE
1ST READING BY TITLE:	July 15, 2020
2ND READING BY TITLE:	August 19, 2020

MAYOR SETS THE PUBLIC HEARING FOR AUGUST 19, 2020

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	X
Opposed							
Abstain/ Recuse							
Absent/ Excused							

4. **RESOLUTIONS 2020-64: APPROVING 2021 TRANSPORTATION TRUST FUND APPLICATION**

APPROVING 2021 NJ DEPARTMENT OF TRANSPORTATION GRANT APPLICATION

WHEREAS, the State of New Jersey, Department of Transportation has notified all municipalities of the availability of funding under the Transportation Trust Fund Municipal Aid Program for the Fiscal Year 2021; and

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

- Improvements to Bridlemere Avenue – Phase I

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

FURTHER BE IT RESOLVED that the Borough Engineer, Mayor and Municipal Clerk are hereby authorized to submit an electronic grant application identified as MA-2021-Improvements to Bridlemere Phase I- 00516 to the New Jersey Department of Transportation on behalf of the Borough of Interlaken; and

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

With no further 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	X
Opposed							
Abstain/ Recuse							
Absent/ Excused							

5. **RESOLUTIONS 2020-65: ESCROW REFUND**

AUTHORIZING ESCROW REFUNDS

WHEREAS, Douglas and Patricia Weaver applied for a Planning Board Application; and

WHEREAS, after submitting the application it was deemed unnecessary and the following amount is to be refunded:

Doug and Patricia Weaver	717 Raymere Ave	\$1650.00
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NOW, THEREFORE BE IT RESOLVED by the Borough Council of the Borough of Interlaken that it hereby authorizes the Chief Financial Officer to refund said escrows.

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

1. Stephen Gallagher, Chief Finance Officer
2. Gina Kneser, Planning Board Secretary
3. Residents being refunded

With no further comments, Councilwoman Maloney 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	X
Opposed							
Abstain/ Recuse							
Absent/ Excused							

6. **RESOLUTIONS 2020-66: BILL LIST**

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

DATE SPAN	TOTAL
06/30/2020-07/13/2020	\$87,190.25

Resolution 2020-66:

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

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

WHEREAS, the total bill list for the regular meeting dated July 15, 2020 is in the amount of Eighty Seven Thousand One Hundred Ninety Dollars and Twenty-Five Cents;

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

I , Lori Reibrich Clerk of the Borough of Interlaken, do hereby certify that the foregoing is a true copy of a Resolution adopted by the Borough Council of the Borough of Interlaken at a regular meeting held on June 17, 2020.

With no further 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	X
Opposed							
Abstain/ Recuse							
Absent/ Excused							

16. **REPORTS/CORRESPONDENCE**

- ADMINISTRATION/FINANCE No Report
- PUBLIC SAFETY No Report
- STREETS & ROADS Council President Butler recapped the Grant submission and the current state of the punch list items for the 2019 Road Improvement Grant Project.
- SHADE TREE COMMISSION: Councilman Fama reported the Fall trimming list is being prepared by Commission.
- PLANNING BOARD: Council President Butler reported that the meeting was cancelled.
- BOARD OF EDUCATION No Report
- RECREATION COMMITTEE No Report.
- BOROUGH ADMINISTRATOR No Report.

17. **COMMENTS FROM THE PUBLIC**

Mayor Nohilly opened the floor for public comment, with no public comment, the floor was closed.

18. **ADJOURNMENT**

With no further comments, Councilman Fama made a motion to adjourn, 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	X
Opposed							
Abstain/ Recuse							
Absent/ Excused							

Lori Reibrich, RMC
Borough Administrator/Clerk