

**BOROUGH OF INTERLAKEN  
MINUTES  
MARCH 6, 2013  
7:30 P.M. AT BOROUGH HALL**

The meeting of the Borough of Interlaken was called to order at 7:30 p.m., by Council President Miller. It was followed by a salute to the flag and a moment of silence. The following statement was read by Borough Administrator Reibrich. "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 annual notice is posted on the Borough bulletin board and is on file in the Borough Clerk's office."

Present: Council President Miller, Council members Folta, Parry, White

Also Present: Borough Administrator Reibrich and Borough Attorney Richard Shaklee, Esq

Absent: Mayor Nohilly, Councilmen Morley and Napoli

Council President Miller announced that due to a lack of a quorum, the Council did not hold the Workshop Meeting this evening.

1. **PUBLIC COMMENTS:** FOR AGENDA SPECIFIC ITEMS ONLY Council President Miller opened the floor for public comment. With no comments, Council President Miller closed the floor.
2. **APPROVAL OF MINUTES:** FEBRUARY 20, 2013 – WORKSHOP & REGULAR  
There were no Council comments.

Record of Vote	Mayor Nohilly	Council President Miller	Councilman Parry	Councilman White	Councilman Morley	Councilman Napoli	Councilman Folta
Motion to Approve				X			
Motion to Second							X
Approved		X	X	X			X
Opposed							
Abstain/Recuse							
Absent/Excused					X	X	

3. **APPROVAL OF MINUTES:** FEBRUARY 20, 2013 – EXECUTIVE SESSION  
There were no Council comments.

Record of Vote	Mayor Nohilly	Council President Miller	Councilman Parry	Councilman White	Councilman Morley	Councilman Napoli	Councilman Folta
Motion to Approve				X			
Motion to Second							X
Approved		X	X	X			X
Opposed							
Abstain/Recuse							
Absent/Excused					X	X	

4. **RESOLUTION 2013-54:** APPROVING APPOINTMENT OF GINA KNESER AS DEPUTY CLERK

**CONFIRMING APPOINTMENT OF GINA KNESER  
AS DEPUTY BOROUGH CLERK**

**WHEREAS**, the Borough Council established the position of Deputy Borough Clerk to serve in the absence of the Borough Clerk. The Deputy Borough Clerk shall exercise all of the powers of the Borough Clerk and assume all of the duties of the Borough Clerk in her absence until such time that the Borough Clerk shall resume such duties; and

**WHEREAS**, due to vacancy from a promotion there exists a need to appoint a Deputy Borough Clerk; and

**WHEREAS**, N.J.S.A. 40A:9-135 provides that the term of office of Deputy Borough Clerk shall be a one year (1) year term; and

**BE IT RESOLVED** by the Borough Council of the Borough of Interlaken that it hereby appoints Gina Kneser as Deputy Borough Clerk for a one year term effective April 1, 2013; and

**BE IT RESOLVED** that the position of Deputy Borough Clerk be compensated in accordance with the current Salary Ordinance; and

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

1. Lori Reibrich, Borough Administrator/Clerk
2. Gina Kneser, Deputy Borough Clerk
3. Stephen Gallagher, Chief Finance Officer

There were no Council comments.

Record of Vote	Mayor Nohilly	Council President Miller	Councilman Parry	Councilman White	Councilman Morley	Councilman Napoli	Councilman Folta
Motion to Approve				X			
Motion to Second							X
Approved		X	X	X			X
Opposed							
Abstain/Recuse							
Absent/Excused					X	X	

5. **RESOLUTION 2013-55:** APPROVING THE APPOINTMENT OF GINA KNESER AS DEPUTY TAX COLLECTOR

**CONFIRMING APPOINTMENT OF GINA KNESER  
AS DEPUTY TAX COLLECTOR**

**WHEREAS**, the position of Deputy Tax Collector was created by Ordinance #88 in 1951; and

**WHEREAS**, the compensation of the Deputy Tax Collector shall be as established in the current Salary Ordinance; and

**BE IT RESOLVED** by the Borough Council of the Borough of Interlaken that it hereby appoints Gina Kneser as Deputy Tax Collector effective April 1, 2013; and

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

1. Lori Reibrich, Borough Administrator/Clerk
2. Stephen Gallagher, Chief Financial Officer
3. Gina Kneser, Deputy Tax Collector

There were no Council comments.

Record of Vote	Mayor Nohilly	Council President Miller	Councilman Parry	Councilman White	Councilman Morley	Councilman Napoli	Councilman Folta
Motion to Approve				X			
Motion to Second							X
Approved		X	X	X			X
Opposed							
Abstain/Recuse							
Absent/Excused					X	X	

6. **RESOLUTION 2013-56:** APPROVING THE APPOINTMENT OF GINA KNESER AS DEPUTY REGISTRAR OF VITAL STATISTICS

**CONFIRMING APPOINTMENT OF DEPUTY REGISTRAR OF VITAL STATISTICS**

BE IT RESOLVED by the Borough Council of the Borough of Interlaken that it hereby confirms the appointment of Gina Kneser to the office of Deputy Registrar of Vital Statistics, with said term expiring April 1, 2016; and

BE IT RESOLVED by the Borough Council of the Borough of Interlaken that pursuant to Title 8:2A-4.1 (f) Gina Kneser will be required to obtain certification for the office of Vital Statistics by October 1, 2013, and

BE IT RESOLVED that the position of Deputy Registrar of Vital Statistics is a non-stipend or salaried title due to the lack of volume of Vital Statistics executed in the Borough of Interlaken, and

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

1. Lori Reibrich, Registrar of Vital Statistics
2. Gina Kneser, Deputy Registrar of Vital Statistics
3. Vincent Arrisi, State Registrar
4. Stephen Gallagher, Finance Officer

There were no Council comments.

Record of Vote	Mayor Nohilly	Council President Miller	Councilman Parry	Councilman White	Councilman Morley	Councilman Napoli	Councilman Folta
Motion to Approve				X			
Motion to Second							X
Approved		X	X	X			X
Opposed							
Abstain/Recuse							
Absent/Excused					X	X	

7. **RESOLUTION 2013-57:** APPROVING THE APPOINTMENT OF ALEX WORTH AS TAX ASSESSOR

**AUTHORIZING APPOINTMENT OF ALEX WORTH AS TAX ASSESSOR**

**WHEREAS**, after many years of dedicated service to the Borough of Interlaken, Mr. Ed Mullane, Tax Assessor, tendered his resignation effective March 6, 2013; and

**WHEREAS**, the Borough Administrator and Administration and Finance Committee have met and agreed upon a suitable replacement;

**BE IT RESOLVED** by the Borough Council of the Borough of Interlaken that it hereby confirms the appointment of Mr. Alex Worth to the part-time position of Tax Assessor at an annual salary of \$4500.00 effective March 7, 2013.

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

1. Lori Reibrich, Borough Administrator/Clerk
2. Stephen O. Gallagher, CFO
3. Alex Worth, Tax Assessor

The Council congratulated and welcomed Mr. Worth.

Record of Vote	Mayor Nohilly	Council President Miller	Councilman Parry	Councilman White	Councilman Morley	Councilman Napoli	Councilman Folta
Motion to Approve				X			
Motion to Second							X
Approved		X	X	X			X
Opposed							
Abstain/Recuse							
Absent/Excused					X	X	

8. **RESOLUTION 2013-58:** APPROVING PARK USE APPLICATION

**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 715 Bridlemere Avenue, from March through June; 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 Stephen Carasia, Deal Police
3. Norman Cottrell, DPW Foreman
4. Thomas Ankiewicz, O.T.L.L.

There were no Council comments.

Record of Vote	Mayor Nohilly	Council President Miller	Councilman Parry	Councilman White	Councilman Morley	Councilman Napoli	Councilman Folta
Motion to Approve				X			
Motion to Second			X				
Approved		X	X	X			X
Opposed							
Abstain/Recuse							
Absent/Excused					X	X	

9. **RESOLUTION 2013-59:** APPROVING PROFESSIONAL CONTRACT TO BRIAN GRANT, SLX INFRASTRUCTURE, LLC

Council President Miller tabled this resolution.

10. **RESOLUTION 2013-60:** AUTHORIZING PAYMENT OF BILLS

## **BILL LIST REPORT FOR BOROUGH COUNCIL APPROVAL**

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DATE SPAN	TOTAL
03/01/2013	231,971.91

**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 March 6, 2013, is in the amount of Two Hundred Thirty-One Thousand, Nine Hundred Seventy One Dollars and Ninety-One 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.

Finance and Administration reviewed the bills and motioned for the approval of the list.

Council President Miller discussed the payment to the Board of Education. He said that the tentative budget for the school is \$149,000 higher due to a special education student that is requiring additional services. The Board of Education budget hearing is March 25, 2013.

Record of Vote	Mayor Nohilly	Council President Miller	Councilman Parry	Councilman White	Councilman Morley	Councilman Napoli	Councilman Folta
Motion to Approve				X			
Motion to Second			X				
Approved		X	X	X			X
Opposed							
Abstain/Recuse							
Absent/Excused					X	X	

11. **DISCUSSION:** FENCE REPORT- COUNCILMAN PARRY TO LEAD

Councilman Parry provided the Council with documentation of the investigation into the zoning issue involving a fence. He provided an overview of the events that transpired. He discussed the timeline and parties involved that led to the reversal of a denial on a fence that was deemed disapproved by the Zoning Officer. He expressed his opinion that fence does not look bad nor does he think that the resident should not be allowed to have her fence. He explained he is upset with the way that the fence denial was changed to an approval. He believes that the Mayor and past Borough Attorney interfered in what should have been a Planning Board decision. He feels that the Zoning Officer may have felt intimidated. He stated that the Mayor and Borough Attorney overstepped their bounds by reviewing the fence ordinance and indicating to the Zoning Officer that ordinance could be interpreted in different ways.

Council President Miller posed the question of what do we do now? Borough Attorney Shaklee indicated that an appeal could be filed. Councilman Parry stated that this issue could be closed but it is an opportunity to see how things should be handled in the future.

Borough Attorney Shaklee discussed that he feels this issue was not done with any devious intent. He recommended that, in the future, if the zoning officer has an issue or any doubt with an ordinance he should take the ten days allowable for review. That way he can consult the Borough

Attorney for the best course of action. He feels that this ordinance did raise a flag and should be used as a tool to review and make revisions to the current fence ordinance.

Council President Miller agreed that the ordinance should be reviewed and that the Borough Council should stay out of all matters concerning the Planning Board.

Councilman Folta believed that more formal action could and possibly should be taken against the Mayor and the former Borough Attorney. He feels the Mayor needs to know that he cannot be involved in decisions like this in the future. Councilman White said that the investigation into the matter was thorough and everyone knows what happened. He feels that the Mayor is aware of what the issues are and would not act the same way again. Council President Miller stated it will be emphasized in the minutes that a denial was made and an issue to proper procedure was researched.

Councilman Folta indicated that the Planning Board wants a Planner to review and will make fence ordinance a priority.

12. **REPORTS/CORRESPONDENCE:**

Finance and Administration: none

Public Safety: none

Streets and Roads: Council President Miller discussed his conversation with Dave Howarth of Peter Avakian's office. He explained Mr. Howarth's estimation that the entire north and south side street project would cost \$525,000. He indicated that Borough Engineer, Peter Avakian, has expressed that the north and south side streets will probably never be approved for DOT funding. Council President Miller said that the Council needs to look at putting away money each year for road maintenance. Councilman White said that there is \$50,000 allocated to complete some this year.

Recreation: The Easter Egg Hunt is going to be a joint event with the Borough of Allenhurst held on March 23, 2013.

Shade Tree Commission: none

Planning Board: none

Board of Ed: none

Borough Administrator: none

13. **COMMENTS FROM THE PUBLIC:** Council President Miller opened the floor for public comment. With no comments, Council President Miller closed the floor.

14. **ADJOURNMENT:** With no further discussion, Councilman Parry made a motion to adjourn at 8:03 p.m., seconded by Councilman Folta and unanimously carried.

Record of Vote	Mayor Nohilly	Council President Miller	Councilman Parry	Councilman White	Councilman Morley	Councilman Napoli	Councilman Folta
Motion to Approve				X			
Motion to Second			X				
Approved		X	X	X			X
Opposed							
Abstain/Recuse							
Absent/Excused					X	X	

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 Lori Reibrich  
 Borough Administrator/Clerk  
 Date Approved: \_\_\_\_\_