

**BOROUGH OF INTERLAKEN  
MINUTES  
FEBRUARY 16, 2022  
7:30 P.M. AT BOROUGH HALL**

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The regular meeting of the Borough of Interlaken was called to order 7:35 p.m., by Mayor Nohilly. The Sunshine Statement was read by Borough Clerk/Administrator Lori Reibrich. It was followed by a salute to the flag and a moment of silence. “The notice of the requirements of the Open Public Meetings Act has been satisfied by forwarding annual notice to the Coaster and Asbury Park Press. A copy of the annual notice was posted on the Borough bulletin board and is on file in the Borough Clerk’s office.”

Present: Mayor Nohilly, Council President Butler, Councilmembers Horowitz, Delia, Franks, DeSarno

Also Present: Borough Attorney Richard Shaklee, Borough Clerk/Administrator Reibrich, Matt Mariano, Peter Avakian’s Office

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

Mayor Nohilly opened the floor for public comment. Mayor Nohilly noted there were no members of the public present and closed the floor.

**2. APPROVAL OF COUNCIL MINUTES: JANUARY 19, 2022 WORKSHOP & REGULAR**

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

	Mayor Nohilly	Council President Butler	Councilwoman Horowitz	Councilman Delia	Councilman Franks	Councilman DeSarno	Vacancy
Motion to Approve					X		
Motion to Second		X					
Approved		X	X	X	X	X	
Opposed							
Abstain/ Recuse							
Absent/ Excused							

**3. ORDINANCE 2022-1: AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK PURSUANT TO NJSA 40a:4-45.14**

**CALENDAR YEAR 2022  
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS  
AND TO ESTABLISH A CAP BANK  
(N.J.S.A. 40A: 4-45.14)**

**WHEREAS**, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

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

**WHEREAS**, the Borough Council of the Borough of Interlaken in the County of Monmouth finds it advisable and necessary to increase its CY 2022 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

**WHEREAS**, the Borough Council hereby determines that a 3.5% increase in the budget for said year, amounting to \$40,522.02 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

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

**NOW THEREFORE BE IT ORDAINED**, by the Borough Council of the Borough of Interlaken, in the County of Monmouth, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2021 budget year, the final appropriations of the Borough of Interlaken shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$40,522.02, and that the CY 2022 municipal budget for the Borough of Interlaken be approved and adopted in accordance with this ordinance; and,

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

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

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

**APPROVED:**

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**MICHAEL NOHILLY, MAYOR**

**ATTEST:**

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**LORI REIBRICH, RMC**  
 Borough Administrator/Clerk

ORDINANCE READING	DATE
<b>1<sup>ST</sup> READING BY TITLE:</b>	February 16, 2022
<b>2<sup>ND</sup> READING BY TITLE:</b>	

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

	Mayor Nohilly	Council President Butler	Councilwoman Horowitz	Councilman Delia	Councilman Franks	Councilman DeSarno	Vacancy
Motion to Approve					X		
Motion to Second		X					
Approved		X	X	X	X	X	
Opposed							
Abstain/ Recuse							
Absent/ Excused							

Mayor Nohilly set the public hearing for March 2, 2022.

**4. RESOLUTIONS 2022-36: AUTHORIZING REFUND OF CONSTRUCTION FEES**

**AUTHORIZING REFUND OF CONSTRUCTION FEES TO BARBARA ZAZZO IN THE AMOUNT OF \$75.00**

**WHEREAS**, Barbara Zazzo of 306 Grasmere Avenue requested to be refunded for construction fees for work she would no longer be completing due to it not being a requirement; and

**WHEREAS**, the Borough of Interlaken Construction Official determined a payment has been made for work no longer being completed and recommends the authorization of a refund to Ms. Barbara Zazzo of 306 Bridlemere Avenue for said fees; and

**NOW THEREFORE BE IT RESOLVED**, by the Borough Council of the Borough of Interlaken, County of Monmouth that it does hereby authorize the Chief Financial Officer to refund said payment to Ms. Barbara Zazzo of 306 Grasmere Avenue in the amount of \$75.00.

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

1. Joseph Zanga, Chief Financial Officer
2. Barbara Zazzo, 306 Grasmere Avenue

I , Lori Reibrich, Municipal 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 February 16, 2022.

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Lori Reibrich, RMC  
Borough Administrator/Clerk

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

	Mayor Nohilly	Council President Butler	Councilwoman Horowitz	Councilman Delia	Councilman Franks	Councilman DeSarno	Vacancy
Motion to Approve					X		
Motion to Second		X					
Approved		X	X	X	X	X	
Opposed							
Abstain/ Recuse							
Absent/ Excused							

5. **RESOLUTION 2022-37: BILL LIST**

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

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DATE SPAN	TOTAL
02/02/2022-02/14/2022	\$253,729.26

**RESOLUTION 2022-37**

**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 February 16, 2022 is in the amount of Two Hundred Fifty-Three Thousand Seven Hundred Twenty Nine Dollars and Twenty-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.

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 February 16, 2022.

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Lori Reibrich, RMC  
Borough Administrator/Clerk

With no comments, Councilman Delia made a motion to approve, seconded by Councilwoman Horowitz and unanimously carried.

	Mayor Nohilly	Council President Butler	Councilwoman Horowitz	Councilman Delia	Councilman Franks	Councilman DeSarno	Vacancy
Motion to Approve				X			
Motion to Second			X				
Approved		X	X	X	X	X	
Opposed							
Abstain/ Recuse							
Absent/ Excused							

6. **REPORTS/CORRESPONDENCE:**

- **Administration/Finance:** Administration and Finance Committee set the date of 2/23/22 at 6:30 to meet with CFO, Joe Zanga, to have the first Committee meeting regarding the 2022 Municipal Budget.
- **Public Safety:** No Report

- **Streets & Roads:** No Report
- **Shade Tree Commission:** No Report.
- **Planning Board:** Council President Butler reported that there was no meeting of the Planning Board. The Reorganization meeting was scheduled for February 28<sup>th</sup>.
- **Board of Education:** No report.
- **Borough Administrator:** Borough Administrator Reibrich discussed two new ordinance amendment and creation recommendations for feedback from the Mayor and Council

The Borough has a solicitation ordinance was created in 2011. Up until a few weeks ago no one filed a completed application because it is very involved and requires background checks, fingerprinting with the Police Dept. as well as extensive paperwork before being approved. At this time, two applicants have completed all the necessary paperwork and were approved for solicitation. BA Reibrich discussed that the ordinance allows for a No Knock List for no solicitation to be maintained by the Borough Clerk. This list is to be distributed to the approved solicitors and to the Police Dept. BA Reibrich stated that as of today, there is no list. She indicated that currently every home can be visited with an approved solicitation permit. With approved permits being utilized now she wanted to let everyone know that the No Knock List Application is available online and at the Borough Office.

BA Reibrich also pointed out that the current ordinance allows solicitors to visit homes between 9 am- 9 pm which seems excessive. The Council discussed the time frames. Some members indicated 9-7, others stating 9-5. Mayor Nohilly went around the table and the consensus after some discussion was that 9-7 seems fair.

BA Reibrich thanked the DPW for the great work in snow removal during the recent blizzard. She told Council about the residents that contacted her with compliments on the Department. Some residents wanted to know what the ordinance was regarding the snow removal from sidewalks. Many questioned why some of the sidewalks were not being cleaned and if it was being enforced. Other residents questioned why people blow snow into the street after it was plowed. It can make it dangerous when people cannot walk on the sidewalks because they are not cleared. They go to walk in the street and cannot because it is slippery from snow being blown from houses after clean up.

BA Reibrich stated that these questions and comments regarding clearing of snow may be at the forefront because of the amount of snow received. It has been a long time since the Borough has seen this amount of snow.

Mayor Nohilly and BA Reibrich explained that currently there is no mechanism for enforcement of the clearing of snow from sidewalk or snow casting into the street.

The Council discussed proposing an ordinance to help the Code Enforcement Officer be able to enforce these items. Councilman Franks asked if the Police can be tasked with enforcing these issues because the Code Enforcement Officer isn't here daily. Mayor Nohilly and BA Reibrich discussed that they could be a designee to address the issue in the absence of the Code Enforcement Officer.

7. **COMMENTS FROM THE PUBLIC:** Mayor Nohilly opened the floor for public comment. Noting there was no public present, Mayor Nohilly closed the floor.
8. **ADJOURNMENT:** With no further comments, Councilman Franks made a motion to adjourn, seconded by Councilman Delia and unanimously carried.

	Mayor Nohilly	Council President Butler	Councilwoman Horowitz	Councilman Delia	Councilman Franks	Councilman DeSarno	Vacancy
Motion to Approve					X		
Motion to Second				X			
Approved		X	X	X	X	X	
Opposed							
Abstain/ Recuse							
Absent/ Excused							

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Lori Reibrich, RMC  
 Borough Administrator/Clerk