

**MINUTES  
JUNE 16, 2021  
7:30 P.M. AT BOROUGH HALL  
ZOOM: DETAILS FOR PUBLIC PARTICIPATION POSTED ON THE WEBSITE**

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The workshop meeting of the Borough of Interlaken was called to order at 8:00 p.m., by Mayor Nohilly. Sunshine Statement was read by Municipal Clerk/Administrator Reibrich. “The notice of the requirements of the Open Public Meetings Act has been satisfied by forwarding notice to the Coaster and Asbury Park Press. A copy of the notice is posted on the Borough bulletin board and is on file in the Borough Clerk’s office.”

Present: Mayor Nohilly, Council President Butler, Councilmembers Maloney, Delia and Franks

Also Present: Borough Attorney Richard Shaklee, Municipal Clerk/Administrator Lori Reibrich

Absent: Councilwoman Horowitz and Councilman Watson

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

Mayor Nohilly opened the floor. With no comments made, Mayor Nohilly closed the floor.

2. **APPROVAL OF MINUTES: MAY 19, 2021 REGULAR COUNCIL MEETING**

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

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

3. **ORDINANCE 2021-4: INTRODUCTION OF THE BOND ORDINANCE- First Reading by Title**

**Bond Ordinance No. 2021-4  
BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS**

**AND APPROPRIATING \$614,750 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$213,512 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 \$614,750, said sum being inclusive of all appropriations heretofore made therefor, and including the sum of \$11,238 as the down payment for said purposes as required by the Local Bond Law, N.J.S.A. 40A:2-1 *et seq.*, \$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 \$213,512, 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 Bridlemere Street, with a total appropriation and estimated cost of \$257,250, estimated maximum amount of bonds or notes therefor of \$40,137, grant funds in the amount of \$215,000 from the New Jersey Department of Transportation, and an average period of usefulness of 10 years; and
- (ii) various park improvements, with a total appropriation and

estimated cost of \$357,5000, estimated maximum amount of bonds or notes therefor of \$173,375, grant funds in the amount of \$175,000 from the Monmouth County Open Space fund and an average period of usefulness of 15 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 \$213,512, as stated in Section 2 hereof.

(c) The estimated cost of the improvements or purposes described in Section 3(a) hereof is \$614,750, which is equal to the amount of the appropriation herein made therefor. The excess of the appropriation of \$614,750 over the estimated maximum amount of bonds or notes to be issued therefor being the amount of said \$11,238 down payment and the New Jersey Department of Transportation grant in the amount of \$215,000 and the Monmouth County Open Space grant in the amount of \$175,000.

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 14.06 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 \$213,512 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$99,500 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.

**APPROVED:**

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**MICHAEL NOHILLY, MAYOR**

**ATTEST:**

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

<b>ORDINANCE READING</b>	<b>DATE</b>
<b>1<sup>ST</sup> READING BY TITLE:</b>	June 16, 2021
<b>2<sup>ND</sup> READING BY TITLE:</b>	

With no comments from Council, Council President Butler made a motion to introduce the bond ordinance, seconded by Councilman Delia and unanimously carried by roll call vote.

	<b>Mayor Nohilly</b>	<b>Council President Butler</b>	<b>Councilwoman Horowitz</b>	<b>Councilman Watson</b>	<b>Councilwoman Maloney</b>	<b>Councilman Delia</b>	<b>Councilman Franks</b>
<b>Motion to Approve</b>		<b>X</b>				<b>X</b>	
<b>Motion to Second</b>							
<b>Approved</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>	<b>X</b>			

4. **RESOLUTION 2021-52: CHAPTER 159- CLEAN COMMUNITIES GRANT**

**CHAPTER 159 RESOLUTION  
 CLEAN COMMUNITIES GRANT**

**WHEREAS, N.J.S.A.40A:4-87** provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the

budget of any county or municipality when such shall have been made by law and the amount thereof was not determined at the time of the adoption of the budget, and

**WHEREAS**, said Director may also approve the insertion of any item of appropriation for any equal amount, and

**WHEREAS**, the Borough of Interlaken received \$4,000.00 from the New Jersey Department of Environmental Protection for the Fiscal Year 2021 Clean Communities Program,

**NOW, THEREFORE BE IT RESOLVED** that the Borough of Interlaken, County of Monmouth hereby requests the Director of the Division of Local Government Services to approve the insertion of items of revenue in the budget year 2021 the sum \$4,000.00 which is now available as revenue from the State of New Jersey Department of Environmental Protection.

**BE IT FURTHER RESOLVED** that a like sum is hereby appropriated under the caption of:

Clean Communities Grant 2021  
 Other Expenses.....\$: 4,000.00

**BE IT FURTHER RESOLVED** that two copies of this resolution be forwarded to the following

1. DLGS, via electronic mail only
2. Director of Public Works
3. Director of Finance
4. Borough Auditor

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

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

5. **RESOLUTION 2021-53: AUTHORIZING REFUND OF TREE REMOVAL PERMIT APPLICATION FEES**

**AUTHORIZING REFUND OF APPLICATION FOR HERITAGE TREE  
REMOVAL FEES**

**WHEREAS**, resident Dr. Lewis Wetstein submitted an Application for Heritage Tree Removal for one tree on May 10, 2021; and

**WHEREAS**, after further review of the health of the tree as it began to produce leaves for the season, Dr. Wetstein decided he no longer wanted to remove the tree and would like to request the Council approve to have the permit fee refunded.

**NOW, THEREFORE, BE IT RESOLVED**, that the Borough Council of the Borough of Interlaken hereby authorize refunds as stated below.

Dr. Lewis Wetstein	517 Bridlemere Avenue	Refund of Heritage Tree Application Fees	\$25.00
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**BE IT FURTHER RESOLVED** that a certified copy of this resolution be provided to the following:

1. Stephen O. Gallagher, CFO

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

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

6. **RESOLUTION 2021-54: BILL LIST**

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

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<b>DATE SPAN</b>	<b>TOTAL</b>
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06/02/2021-06/14/21	\$501,011.33

**RESOLUTION 2021-54**

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

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

**WHEREAS**, the total bill list for the regular meeting dated June 16, 2021 is in the amount of Five Hundred One Thousand Eleven Dollars and Thirty Three Cents ; and

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

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

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

**7. REPORTS/CORRESPONDENCE**

- ADMINISTRATION/FINANCE: No Report
- PUBLIC SAFETY: BA Reibrich noted that Police Chief Neuman provided an letter of the overview of the summer traffic details and proactive patrols
- STREETS & ROAD: Council President Butler discussed the need for a consensus on applying for the 2022 DOT Grant. He discussed the meeting that BA Reibrich had with the Engineer’s Office and that after looking over the options, such as moving Bendermere Avenue up in the rotation, it is best to move forward with Bridlemere Avenue Phase 2. The streets are in equal state of need for milling and paving. Council President Butler discussed the needs to move forward with Grant applications while the money is still being offered. The Borough has been consistently getting funded and it is important to accept funds while they are still available. He explained that moving forward if the Borough does not feel comfortable contributing to the projects if they are not fully funded there are options to reduce the size of the project or in a worst case scenario don’t accept the funding.



The Council members agreed that continuing to submit for funding is the very advantageous to the Borough. Especially with the data of 55% of the road projects being completed with DOT grant funding. Municipal Clerk Reibrich asked via voice vote if submitting for Bridlemere Avenue is something the members would like to have put on the next meeting and all members unanimously agreed to a resolution submitting an application for Bridlemere Avenue.

- **SHADE TREE COMMISSION:** Mayor Nohilly brought to the attention of the Council that the Shade Tree Commission misinterpreted the Borough tree ordinance during a recent mailing by the Borough office on their behalf. Mayor Nohilly expressed an issue that a member was requesting someone to plant a tree under circumstances in the ordinance that did not require replacement. Councilwoman Maloney stated that she received a letter of this nature, and it was resolved with the help of BA Reibrich. The member was encouraging people to plant trees when not necessary under the ordinance and discussed donations to receive street trees. Councilman Delia questioned if this offense is strong enough for removal of the member. Mayor Nohilly explained the member has been spoken to about the issue and he does not anticipate any further issues. If there is another issue, he would consider options.
- **PLANNING BOARD:** No Report
- **BOARD OF EDUCATION:** No Report
- **RECREATION COMMITTEE:** No Report
- **BOROUGH ADMINISTRATOR:** BA Reibrich provided a follow up regarding the Open Space Grant Application for the park. The documents have been submitted to the Monmouth County Open Space Grant Commission and the environmental study is being completed and submitted by Avakian’s office. The executed documents should be returned from the County with additional instructions on the process shortly.

**8. COMMENTS FROM THE PUBLIC**

Mayor Nohilly opened the floor for public comment. With no comments, Mayor Nohilly closed the floor.

**9. 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 Watson	Councilwoman Maloney	Councilman Delia	Councilman Franks
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, RMC  
Borough Administrator/Clerk