

**BOROUGH OF INTERLAKEN  
MINUTES  
JULY 16, 2014  
7:30 P.M. AT BOROUGH HALL**

The meeting of the Borough of Interlaken was called to order at 7:38 p.m., by Council President White. 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 the annual notice is posted on the Borough bulletin board and is on file in the Borough Clerk's office."

Present: Mayor Nohilly, Council President White, Council members Cohen, Handerhan, Morley, Miller

Also Present: Borough Administrator Lori Reibrich, Borough Attorney Richard Shaklee

Absent: Councilman Napoli

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

Mayor Nohilly opened the floor for public comment for agenda specific items only. With no public comment, Mayor Nohilly closed the floor.

**2. APPROVAL OF MINUTES: JUNE 18, 2014- REGULAR & WORKSHOP**

Councilman Morley MOTIONED to approve the minutes, seconded by Councilman Handerhan and unanimously carried. Councilman Miller abstained from the vote, carried.

	Mayor Nohilly	Council President White	Councilman Miller	Councilman Morley	Councilman Napoli	Councilman Cohen	Councilman Handerhan
Motion to Approve				X			
Motion to Second							X
Approved		X		X		X	X
Opposed							
Abstain/Recuse			X				
Absent/Excused					X		

**3. APPROVAL OF MINUTES: JUNE 18, 2014- EXECUTIVE SESSION**

Councilman Handerhan MOTIONED to approve the minutes, seconded by Council President White and unanimously carried. Councilman Miller abstained from the vote, carried.

	Mayor Nohilly	Council President White	Councilman Miller	Councilman Morley	Councilman Napoli	Councilman Cohen	Councilman Handerhan
Motion to Approve							X
Motion to Second		X					
Approved		X		X		X	X
Opposed							
Abstain/Recuse			X				
Absent/Excused					X		

**4. RESOLUTION 2014-93: FOP AWARENESS- offered by Mayor Nohilly**

**RESOLUTION OF THE BOROUGH OF INTERLAKEN, COUNTY OF MONMOUTH, STATE OF NEW JERSEY SUPPORTS RAISING AWARENESS OF FIBRODYSPLASIA OSSIFICANS PROGRESSIVA (F.O.P.)**

**WHEREAS**, Fibrodysplasia Ossificans Progressiva is an illness characterized by normal bone forming in muscles and connective tissue, forming an extra skeleton that immobilizes the body.; and

**WHEREAS**, Fibrodysplasia Ossificans Progressiva affects children, usually in the first or second decade of life being diagnosed by the age of ten, depriving them of normal development; and

**WHEREAS**, it is estimated that 2,500 people worldwide are afflicted with Fibrodysplasia Ossificans Progressiva, with 200 diagnosed cases in the United States and 12 cases in New Jersey; and

**WHEREAS**, currently the University of Pennsylvania is the only medical research facility investigating a cure for Fibrodysplasia Ossificans Progressiva; and

**WHEREAS**, numerous states, countries and international organizations have joined together to increase public awareness of this devastating, rare genetic disorder, to promote research to find the cure; and

**WHEREAS**, the Borough Council of the Borough of Interlaken wishes to help to increase awareness of Fibrodysplasia Ossificans Progressiva and to provide public support to find a cause and a cure for this devastating disorder.

**NOW, THEREFORE BE IT RESOLVED**, that the Borough Council of the Borough of Interlaken wishes to help raise awareness of this devastating disease and support research to find a cause and cure for Fibrodysplasia Ossificans Progressiva. We urge all residents of the Borough of Interlaken to learn about the devastating disorder with the hope of developing a treatment and cure.

**BE IT FURTHER RESOLVED**, that a certified copy of this resolution be forwarded to Mr. Gary Whyte, of the F.O.P. Awareness campaign.

Councilman Miller MOTIONED to approve the minutes, seconded by Council President White and unanimously carried. No Council comment.

	Mayor Nohilly	Council President White	Councilman Miller	Councilman Morley	Councilman Napoli	Councilman Cohen	Councilman Handerhan
Motion to Approve			X				
Motion to Second		X					
Approved		X	X	X		X	X
Opposed							
Abstain/Recuse							
Absent/Excused					X		

**5. RESOLUTION 2014-94: AUTHORIZING PROFESSIONAL ENGINEERING SERVICES FOR BUTTERMERE AVENUE TO LEON S. AVAKIAN, INC**

**RESOLUTION**

**WHEREAS**, there exists a need for an engineer to perform professional engineering services in connection with the preparation of plans and specifications, bid documents, administration and inspection for the project known as “Improvements to Buttermere Avenue”; and

**NOW, THEREFORE, BE IT HEREBY RESOLVED** by the Borough Council of the Borough of Interlaken as follows:

1. Leon S. Avakian, Inc. is hereby authorized to perform professional engineering services in connection with preparation of design and bidding plans and

construction inspection and administration for the project known as “Improvements to Buttermere Avenue” not to exceed \$45,000.00.

2. This contract is awarded without competitive bidding as a professional service contract under the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-5 (1) (1) since this contract is for services performed by a person authorized by law to practice a recognized profession and it was not possible to obtain competitive bidding.
3. A copy of this resolution shall be published in the official newspaper of the Borough of Interlaken within ten (10) days of its passage.

Councilman Miller MOTIONED to approve the minutes, seconded by Councilman Handerhan and unanimously carried. No Council comment.

	Mayor Nohilly	Council President White	Councilman Miller	Councilman Morley	Councilman Napoli	Councilman Cohen	Councilman Handerhan
Motion to Approve			X				
Motion to Second							X
Approved		X	X	X		X	X
Opposed							
Abstain/Recuse							
Absent/Excused					X		

**6. RESOLUTION 2014-95: PAYMENT OF THE BILLS**

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

DATE SPAN	TOTAL
06/24/14-7/16/14	\$161,876.39

**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 16, 2014 is in the amount of One Hundred Sixty-One Thousand, Eight Hundred Seventy-Six Dollars and Thirty-Nine 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.

Council President White MOTIONED to approve the minutes, seconded by Councilman Cohen and unanimously carried. No Council comment.

	Mayor Nohilly	Council President White	Councilman Miller	Councilman Morley	Councilman Napoli	Councilman Cohen	Councilman Handerhan
Motion to Approve		X					
Motion to Second						X	
Approved		X	X	X		X	X
Opposed							
Abstain/Recuse							
Absent/Excused					X		

## **7. DISCUSSION: ANNUAL PICNIC**

Council discussed details of the annual picnic to be held August 9, 2014.

Council President White stated that the food was secured. Falco's Catering would be catering the event with the same set up, menu and price as last year.

Borough Administrator Reibrich stated that, as always, volunteers are needed to help with the event. The Borough office has taken on some of the planning of events. The baking contest is coming back. There will also be games.

Council discussed the tent set up. Mayor Nohilly agreed to contact Allenhurst Fire Department for help with the tents.

The need for volunteers was discussed. It was decided the picnic flyer would make note that volunteers are needed. Mayor Nohilly suggested that a more aggressive approach was needed and asked that Council make calls to get volunteers. Administrator Reibrich stated that more volunteers are needed. Last year volunteers had to stay at their stations the whole picnic, with no relief. More volunteers would allow for shifts.

Administrator Reibrich stated that Interlaken branded merchandise options and vendors were being considered. Council agreed that Administrator Reibrich could order merchandise.

Administrator Reibrich stated that the fees for the Alcoholic Beverage permit was on the bill list, and will be processed. Mayor Nohilly and Councilman White agreed to make arrangements for the beer.

Administrator Reibrich stated that the baking contest would be run as a "pop up" contest this year. Everyone will be in charge of their own baked goods until the time of the contest and then bring them to the table for judging. Council discussed prizes for the baking contest.

Administrator Reibrich shared plans for games and activities. Administrator Reibrich stated that kids' activities would be highlighted this year at the picnic and volunteers were needed to help with that.

Administrator Reibrich was granted permission from Council to purchase needed picnic supplies.

## **8. DISCUSSION: CLEAN COMMUNITIES GRANT FUNDING USE**

Councilman Cohen recapped the plan for the dog waste stations to be purchased with Clean Communities grant funding. Stations will be purchased and placed in public areas at the following intersections: Bridlemere Avenue and Rona Street (at the end of the park), Windermere Avenue and Scarba Street (near the lake access), Interlaken Drive and Grassmere Avenue (near the path), Bridlemere Avenue and Scarba Street and Bridlemere Avenue and Iona Street (on the lake side).

Council discussed the placement and arrangements for the maintenance of the receptacles.

Council unanimously agreed that the receptacles should be purchased and placed in accordance with the locations outlined by Councilman Cohen.

Council also discussed purchasing picnic tables with Clean Communities Grant funding.

Council agreed that three picnic tables would be purchased. Two tables will be located at the tennis courts and one would be near the playground in the park.

Councilman White asked about putting the sign up for tennis parking.

Borough Administrator Reibrich stated that she would purchase a tennis court parking sign.

Councilman Miller asked that Council look into replacing the fencing on the dugout at the park.

Mayor Nohilly asked Borough Administrator Reibrich to inspect the fence and make suggestions regarding replacement.

## **9. REPORTS/CORRESPONDENCE**

- ADMINISTRATION/FINANCE – No report.
- PUBLIC SAFETY – No report.
- STREETS & ROADS – No report.
- RECREATION ADVISORY COMMITTEE – No report. Picnic was previously discussed at meeting.
- SHADE TREE COMMISSION – No report.
- PLANNING BOARD – Councilman Miller stated that there had been a meeting with the Planner, but the minutes were not approved yet. Borough Administrator Reibrich stated that she would arrange to provide the minutes to Council.
- BOARD OF EDUCATION – No report.
- BOROUGH ADMINISTRATOR – Borough Administrator Reibrich stated that a resident contacted her and recommended that the Council allow homeowners to use equipment on Sunday. The homeowner stated that it is the only day they can do their lawn maintenance. The resident stated that he has spoken to other residents who have no issue with changing the ordinance.

Mayor Nohilly stated that this subject has come up each year over the last 15 years. Council has previously considered the issue but has concluded that more residents preferred to keep the ordinance. Borough Administrator Reibrich stated that she would advise the resident.

Borough Administrator Reibrich stated that there is a resident who purchased a home on Grassmere Avenue and would like to get permission for a street opening to convert the heating system to natural gas. The street is under a moratorium from paving for another four years, and the resident is asking for permission to open the street. Borough Administrator Reibrich stated that it is in the ordinance that the Council can grant permission. The homeowner would pay a penalty fee and additional fees depending on the size of the opening.

Mayor Nohilly stated that the Council has allowed this before.

Councilman Handerman stated that the street already had to be opened up due to a water main break at another location.

Councilman Cohen stated that he had been granted this type of waiver. He had an issue with his heating system when he moved into his house. The waiver was granted. It was very close to the end of the moratorium.

Mayor Nohilly stated that Council should grant the request for a waiver, if they have previously granted waivers to others.

Councilman Miller stated that it should be approved, if they are willing to pay the penalty.

Mayor Nohilly asked Borough Administrator Reibrich to add the approval to the next agenda.

## **10. COMMENTS FROM THE PUBLIC**

Mayor Nohilly opened the floor for public comment.

Jodi Heinz, 512 Bridlemere Avenue, thanked Council for taking care of the landscaping on the island near her home. The mulch looks great. Ms. Heinz asked if the sprinklers were repaired as well.

Harlod Heinz, 512 Bridlemere Avenue, stated that he walks the dog and knows that all of the sprinklers are not working. Mr. Heinz feels it may be a timer problem.

Borough Administrator Reibrich stated that she would ask DPW to look into the problem.

Ms. Heinz asked if residents could donate plants.

Mayor Nohilly stated that donations are welcomed and asked Ms. Heinz, if she is going to donate and plant that she contact Norm to coordinate care of the area.

Ms. Heinz stated that she feels there are a lot of kids’ events at the picnic. Ms. Heinz stated that, if she was going to be there, she would like to volunteer to maybe help with a tennis tournament. She would like to have something for adults.

Councilman Handerhan stated that the picnic was more of a chit chat event for adults to be able to catch up with each other.

Ms. Heinz also stated that there was still one light out at the Borough gates.

Administrator Reibrich stated that she had quotes for repairs. The lights were checked and need some work.

**11. COMMENTS FROM MEMBERS OF COUNCIL**

No Comment from Council.

**12. RESOLUTION 2014-96: AUTHORIZING EXECUTIVE SESSION**

*Contract Negotiations: TOSA  
No Formal Action Will Be Taken Upon Return to Open Session*

**EXECUTIVE SESSION**

**WHEREAS**, the “Open Public Meeting Act” permits a public body to exclude the public from meetings or portions thereof wherein matters are to be discussed which are exempted from the requirements of the Act; and

**WHEREAS**, the said Act requires that prior to the holding of a meeting or portion thereof from which the public shall be excluded, the public body should adopt a Resolution at a public meeting providing for the holding of a private meeting; and

**WHEREAS**, the Borough Council of the Borough of Interlaken has determined that a meeting should be held from which the public should be excluded in order to discuss a subject which is exempted under the said Act;

**NOW, THEREFORE, BE IT RESOLVED** by Borough Council, as follows:

1. That the next portion of this meeting be held in Private Session.
2. That the general nature of the matter(s) to be discussed relates to:  
  
Contract Negotiations/pending litigations
3. That official action may be taken at the meeting but Minutes shall be kept and shall be available to the public after official action on the subject matter has been taken.
4. That after the conclusion of the private portion of this meeting, the meeting will resume in public session.
5. It is anticipated the discussion conducted in closed session can be disclosed to the public as such time the matters are resolved.

Councilman Miller MOTIONED to approve the executive session, seconded by Councilman Handerhan and unanimously carried. No Council comment.

	Mayor Nohilly	Council President White	Councilman Miller	Councilman Morley	Councilman Napoli	Councilman Cohen	Councilman Handerhan
Motion to Approve			X				
Motion to Second							X
Approved		X	X	X		X	X
Opposed							
Abstain/Recuse							
Absent/Excused					X		

**13. RETURN TO OPEN SESSION**

Councilman Cohen MOTIONED to return from executive session, seconded by Councilman Handerhan and unanimously carried. No Council comment.

	Mayor Nohilly	Council President White	Councilman Miller	Councilman Morley	Councilman Napoli	Councilman Cohen	Councilman Handerhan
Motion to Approve						X	
Motion to Second							X
Approved		X	X	X		X	X
Opposed							
Abstain/Recuse							
Absent/Excused					X		

**14. COMMENTS FROM MEMBERS OF COUNCIL**

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

**15. ADJOURNMENT**

Council President White MOTIONED to approve the minutes, seconded by Councilman Handerhan and unanimously carried. No Council comment.

	Mayor Nohilly	Council President White	Councilman Miller	Councilman Morley	Councilman Napoli	Councilman Cohen	Councilman Handerhan
Motion to Approve		X					
Motion to Second							X
Approved		X	X	X		X	X
Opposed							
Abstain/Recuse							
Absent/Excused					X		

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