

**BOROUGH OF INTERLAKEN  
MINUTES  
NOVEMBER 10, 2021  
7:30 P.M. AT BOROUGH HALL**

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The regular meeting of the Borough of Interlaken was called to order 7:30 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, Watson, Maloney, Delia and Franks

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

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

Mayor Nohilly opened the floor for public comment.

With no public present for comment, the floor was closed.

**ORDINANCE 2021-6: BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF A SANITATION TRUCK AND APPROPRIATING \$230,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$203,500 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**

2.

**BOROUGH OF INTERLAKEN  
COUNTY OF MONMOUTH**

**Bond Ordinance No. 2021-6**

**BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF A SANITATION TRUCK AND APPROPRIATING \$230,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$203,500 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 \$230,000, said sum being inclusive of all appropriations heretofore made therefor, and including the sum of \$11,500 as the down payment for said purposes as required by the Local Bond Law, N.J.S.A. 40A:2-1 *et seq.*, and \$15,000 Recycling Tonnage grant funds received from the State of New Jersey. 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 \$203,500, 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 purpose for which the obligations are to be issued consist of the acquisition of a sanitation truck, 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.

(b) The estimated maximum amount of bonds or notes to be issued for the improvements or purposes described in Section 3(a) hereof is \$203,500, as stated in Section 2 hereof.

(c) The estimated cost of the improvements or purposes described in Section 3(a) hereof is \$230,000, which is equal to the amount of the appropriation herein made therefor. The excess of the appropriation of \$230,000 over the estimated maximum amount of bonds or notes to be issued therefor being the amount of said \$11,500 down payment and \$15,000 Recycling Tonnage grant funds received from the State of New Jersey.

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 5 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 \$203,500 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$5,000 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.

**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>	November 10, 2021
<b>2<sup>ND</sup> READING BY TITLE:</b>	

Councilman Franks made a motion to open the floor for public comment, seconded by Council President Butler 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	X	X
Opposed							
Abstain/ Recuse							
Absent/ Excused							

Mayor Nohilly set the public hearing for December 15, 2021.

3. **RESOLUTIONS 2021-78: RESOLUTION AUTHORIZING FINAL ENGINEER’S PAYMENT CERTIFICATION #2 – IMPROVEMENTS TO IONA STREET  
RESOLUTION AUTHORIZING FINAL PAYMENT CERTIFICATE #2 & CHANGE ORDER AND SUPPLEMENTAL AGREEMENT NO. 2  
IMPROVEMENTS TO IONA STREET**

**WHEREAS**, the Borough previously entered into a contract with Fernandes Construction, Inc. for Improvements to Iona Street project; and

**WHEREAS**, the Borough Engineer, Leon S. Avakian Inc., has recommended approval of Payment Certificate #2 to Fernandes Construction, Inc., authorizing payment of \$15,779.32 for final work completed for Improvements to Iona Street; and

**WHEREAS**, the Borough Engineer, Leon S. Avakian Inc., submitted Final Engineer’s Certificate No. 2, Final Change Order and Supplemental Agreement No.2 which increases the overall contract by \$1,571.10 due to the final quantities for the work completed; and

**WHEREAS**, the following changes have been submitted and approved by Borough Engineer, Leon S. Avakian, Inc.:

Original Contract Amount:	\$161,765.96
Previously Adjusted Amount:	\$145,986.64
Amount of Supplemental Agreement:	\$ 15,779.32
Total Adjusted Contract Amount Due:	\$161,465.96

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Borough Council that Payment Certificate No. 2, Final Change Order and Supplemental Agreement No. 2 is hereby authorized; and

**BE IT FURTHER RESOLVED** that the Borough Administrator/Clerk is hereby authorized to execute the Final Engineer’s Certificate No. 2 documents; and

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

1. Peter Avakian, Borough Engineer
2. Fernandes Construction, Inc
3. Borough Administrator
4. Chief Financial Officer

With no 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 Delia	Councilman Franks
Motion to Approve		X					
Motion to Second			X				
Approved		X	X	X	X	X	X
Opposed							
Abstain/ Recuse							
Absent/ Excused							

4. **RESOLUTIONS 2021-79: BILL LIST**

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

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DATE SPAN	TOTAL
10/26/21-11/08/21	\$101,921.37

**RESOLUTION 2021-79**

**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 October 20,2021 is in the amount of One Hundred One Thousand, Nine Hundred Twenty-One Dollars and Thirty-Seven 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 made, Councilman Franks made a motion to approve, seconded by Council President Butler 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	X	X
Opposed							
Abstain/ Recuse							
Absent/ Excused							

**5. DISCUSSION: DEAL LAKE COMMISSION PRESENTATION**

Deal Lake Commission Chairman Don Brockel and Interlaken Deal Lake Representative Carol Roarty provided a presentation to the Mayor and Council. Chairman Brockel discussed the grants received by the Commission and how they help maintain the cleanliness of the Lake. He provided an update on the Flume Restoration. He spoke about the Clean Water Grant. He also spoke about how the Commission partners with the Asbury Park High School to take students interested in Engineering to see some of the projects such as the outfall pipe installation and cleaning. Other items discussed were the Sunset and Wesley Lake Floating Wetlands projects and why it is good to partner with other Lake Commissions when trying to obtain grants.

Chairman Brockel explained how the Commission directly services the residents of its member towns by answering questions about the shoreline, helping with trees that fall in the lake, working with Shade Tree Commissions and other ways.

Some on-going and upcoming items for the Commission include algae eating boat that would remove algae, lake lowerings, 2 Deal Lake Clean-Ups a year, fish and wildlife stockings, sewer line checks with Clean Ocean Action, workshops on Canadian Geese, Harvey Brook restoration, and many other items.

Councilman Watson questioned the water quality. Chairman Brockel explained that the water is very clean and gets tested regularly.

Mayor and Council thanked Chairman Brockel for the very informative presentation. It was enjoyed by all.

## 6. **DISCUSSION: INTERLAKEN CENTENNIAL CELEBRATION**

The Council discussed the upcoming Centennial ideas and commemorations.

Councilman Watson explained how he spoke with Monmouth County Freeholder's Office and Engineers about the possibility of a clock at the circle owned by the County. There is a chance that the clock could be placed there and a discussion of a meeting with the Engineers and Administrator was had.

Borough Administrator Reibrich provided the Governing Body with the research she completed regarding cost, lead time of over 200 days and choices of clocks.

Council President Butler said he still likes and supports the idea of a clock and would like to explore it more but is interested in other ideas if anyone has any suggestions.

Mayor Nohilly said the clock would work if it could be placed on the circle. He doesn't feel it is appropriate for the Borough Hall site. Council President Butler agreed it would look best at the circle but if that is not an option, he feels it would look nice on the corner of Grasmere and Interlaken Dr coming into town. A sitting area or pavers can be included to complete the look.

The Governing Body discussed other things to do for the Centennial. A discussion was had about an Interlaken history exhibit to be placed in the meeting room and a small room at the Deal Country Club in March for the Centennial Dinner Dance.

## 7. **REPORTS/CORRESPONDENCE:**

- **Administration/Finance:** No Report
- **Public Safety:** No Report
- **Streets & Roads:** Council President Butler reported that a DOT Grant of \$135,000 for Bridlemere Phase II was received. The estimated project cost is approximately for \$250,000 so a discussion with the Borough Engineer and the Committee will need to take place to determine what the next steps are to utilize the grant money. A reduction of the project was suggested.
- **Shade Tree Commission:** Councilwoman Horowitz reported that the Commission has been working on evaluating trees for pruning and has requested RFPs. The Commission discussed tree fertilization. The Commission discussed concerns about the proposed sidewalk project and the impact on the shade trees.
- **Planning Board:** No Report.



- **Board of Education:** No report.
- **Borough Administrator:** Borough Clerk/Administrator Reibrich reported that the County indicated the election results are still out standing with provisional ballots not being counted until Friday. The certified election results are expected in two weeks.

The NJLM Conference is next week. BA Reibrich reminded the Council she would be out of the office and attending.

8. **COMMENTS FROM THE PUBLIC:** Mayor Nohilly opened the floor for public comment.

Jodi Heinz, 512 Bridlemere Avenue, stated she did think a centennial clock would be appropriate for Borough Hall property or possibly at all. She suggested doing a walking path in the arboretum and taking a look at how to make it a more enjoyable place to gather.

Jennifer Kapp, 510 Bridlemere Avenue, did not understand the significance of a clock for the Interlaken Centennial. She commented that Interlaken was known as an artist town. Perhaps the Council would consider a sculpture to commemorate that in some way.

With no further public comments, Mayor Nohilly closed the floor.

Mayor Nohilly stated that the Department of Public Works is working on restoring the lights on the gates. Foreman Cottrell took initiative to price out new glass for the lights and requested to move forward with rehabbing them with new glass. It will be a nice touch.

Councilman Franks asked the Governing Body if they would like to send holiday cards as a group.

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	X	X
Opposed							
Abstain/ Recuse							
Absent/ Excused							

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Lori Reibrich, RMC  
Borough Administrator/Clerk