

**MINUTES
NOVEMBER 12, 2020
7:30 P.M. AT BOROUGH HALL
ZOOM: DETAILS FOR PUBLIC PARTICIPATION POSTED ON THE WEBSITE**

The regular meeting of the Borough of Interlaken was called to order 7:30 p.m., by Mayor Nohilly followed by a salute the flag. The Sunshine Statement was read by Borough Clerk/Administrator Lori Reibrich. “The Notice requirements of the Open Public meetings act has been satisfied by forwarding notice to the Asbury Park Press and the Coaster that the regularly scheduled meeting would be held on November 12, 2020 at 7:30 p.m. via Zoom Conference under the Governor’s Executive Order 107. A Copy of the Notice is posted on the official borough website with full directions on how the public can attend and make comment at the meeting. Also, a copy was placed on the door at Borough Hall and is on file in the Borough Clerk’s office.”

Present: Mayor Nohilly, Council members: Butler, Horowitz, Watson, Maloney, Fama and Delia

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

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: OCTOBER 21, 2020 WORKSHOP & REGULAR MEETING

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

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

3. ORDINANCE 2020-4: AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER X “BUILDING AND HOUSING”, SECTION 10-1 “STATE UNIFORM CONSTRUCTION CODE ENFORCING AGENCY”, SUBSECTION 10-1.2 “CONSTRUCTION PERMIT FEE SCHEDULE”, SUB-SUB SECTION B “BASIC CONSTRUCTION FEE” ADDING A SUB-SUB SECTION 5 “MECHANICAL SUBCODE FEE”

ORDINANCE 2020-4 WAS POSTED IN BOROUGH HALL AND ON THE OFFICIAL BOROUGH WEBSITE ON OCTOBER 21, 2020 AND ADVERTISED IN FULL IN THE COASTER ON OCTOBER 29, 2020. SUPPLEMENTAL DEBT STATEMENT HAS BEEN FILED

WITH THE DIVISION OF LOCAL GOVERNMENT SERVICES. PUBLIC HEARING WAS SET FOR NOVEMBER 12, 2020.

ORDINANCE NO. 2020-4

AN ORDINANCE OF THE BOROUGH OF INTERLAKEN AMENDING AND SUPPLEMENTING CHAPTER X, "BUILDING AND HOUSING," SECTION 10-1 "STATE UNIFORM CONSTRUCTION CODE ENFORCING AGENCY", SUBSECTION 10-1.2 "CONSTRUCTION PERMIT FEE SCHEDULE", SUB-SUB SECTION b "BASIC CONSTRUCTION FEE", ADDING A SUB-SUB-SUB SECTION 5 "MECHANICAL SUBCODE FEE"

BE IT ORDAINED by the Borough Council of the Borough of Interlaken, in the County of Monmouth and State of New Jersey, that,

SECTION ONE. Sub-section 1-2 "CONSTRUCTION PERMIT FEE SCHEDULE," sub-sub-section b, of the Code of the Borough of Interlaken is amended and supplemented to add the following:

5. Mechanical Subcode fee:

The fee for a mechanical inspection in a one- and two-family dwelling by a mechanical inspector shall be \$75.00 for the first device and \$20.00 for each additional device. No separate fee shall be charged for gas, fuel oil or water piping connections associated with the mechanical equipment inspection

SECTION TWO. All other sections of the Borough Code will remain unaltered.

SECTION THREE. If any section, subsection, paragraph, sentence or other portion of this Ordinance be adjudged by a Court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder of this Ordinance.

SECTION FOUR. All ordinances or parts thereof inconsistent with the provisions

of this Ordinance are hereby replaced to the extent of such inconsistencies.

SECTION FIVE. This Ordinance shall take effect immediately upon its final passage and publication according to law.

With a motion from Councilwoman Horowitz, seconded by Council President Butler the public hearing for the ordinance was opened.

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

There were no comments made from the public at the public hearing.

With no comments made, Councilwoman Horowitz made a motion to close the public hearing, seconded by Councilman Fama an unanimously carried.

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

With a roll call vote for adoption, Councilwoman Horowitz made a motion to adopt, seconded by Councilman Watson unanimously carried.

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

4. **ORDINANCE 2020-5: AN ORDINANCE REPEALING AND REPLACING CHAPTER 26, ARTICLE VII (26-71 et seq.) “STORMWATER MANAGEMENT” TO ESTABLISH STORMWATER CONTROL STANDARDS CONSISTENT WITH N.J.A.C. § 7:8.**

For Reference- Please see the full Ordinance located under “Public Works - Stormwater Management”

Borough Administrator Reibrich and Borough Attorney Shaklee provided a quick overview of the state mandated changes to the municipal stormwater ordinance. The major changes are being put in place to help with green infrastructure. The Borough of Interlaken will not be affected by the changes as it relates to mostly land developers of major developments.

With no further discussion, Councilman Watson made a motion to introduce, seconded by Councilwoman Maloney and with a roll call vote unanimously carried.

Mayor Nohilly set the public hearing for December 16, 2020.

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

5. **RESOLUTION 2020-75: GRANTING PERMISSION TO THE SYNAGOGUE OF DEAL FOR INSTALLATION OF AN ERUB ON UTILITY POLES ON PROPERTY OWNED BY THE BOROUGH OF INTERLAKEN**

**RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF INTERLAKEN
GRANTING PERMISSION TO THE SYNAGOGUE OF DEAL FOR INSTALLATION OF AN
ERUB ON UTILITY POLES ON PROPERTY OWNED BY THE BOROUGH**

WHEREAS, there exists in the area and communities bordering Interlaken an Erub installed and maintained by the Synagogue of Deal (The Synagogue); and

WHEREAS, the Synagogue has made a request to the Borough for its permission to extend the Erub through the Borough of Interlaken on utility poles on property owned by the Borough; and

WHEREAS, the Erub is a wire boundary attached to utility poles creating a symbolic enclosure which would allow for certain activities to be performed within said boundaries which otherwise could not be; and

WHEREAS, that extension can be implemented by attaching a piece of thin plastic molding or, in Hebrew, a “Lehi”, to existing utility poles along the perimeter of the defined area; and

WHEREAS, the Synagogue requests the permission of the Borough to so attach Lehi to extend the Erub; and

WHEREAS, the Synagogue has received permission from one of the owners of the utility poles, Jersey Central Power & Light (JCP&L) and has satisfied all requirements from that utility and entered into contract with that utilities regarding same; and

WHEREAS, the Synagogue requires approval from the Borough to enter into a contract with the other owner of the utility poles, Verizon New Jersey, Inc. (Verizon), and will subsequently satisfy all requirements from that utility and enter into a contract with that utility regarding same.

**NOW THEREFORE BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE
BOROUGH OF INTERLAKEN:**

1. That upon the completion of the following conditioning precedent for Borough approval and utility licensing, the Synagogue will be thereafter permitted to extend the boundary of the Erub by attaching pieces of thin plastic molding or Lehi to utility poles, as identified in Maps presented to the Borough, on those utility poles on property owned by the Borough.
2. That, unless and until the written approval of both utilities (Verizon and JCP&L), including pole numbers and locations, is provided to the Synagogue and confirmation of same provided to the Borough, and the Borough Administration specifically directs in writing she is satisfied with same and that work can begin, no work is to be performed on the expansion of the Erub.
3. The Synagogue will be responsible for maintenance associated with this extension.
4. The Synagogue has agreed to indemnify, defend and hold harmless the Borough in case of any claim in regard to said installation; maintenance or otherwise in regard to the erub. Furnishing of such agreement is also a condition precedent the permission to install the Erub as stated in paragraph one.
5. A certified copy of this Resolution be delivered to:
 - A. Synagogue of Deal
 - B. Jersey Central Power & Light
 - C. Verizon New Jersey

Mayor Nohilly stated that he felt all members of the Council had a chance to have questions relating to the Erub installation answered since the last meeting. He said all members expressed to him that they felt all their questions had been addressed. The member of Council concurred.

With no further discussion, Council President Butler made a motion to approve the resolution, seconded by Councilwoman Horowitz and unanimously carried.

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

6. **RESOLUTIONS 2020-79: APPROVING APPOINTMENTS TO THE SHADE TREE COMMISSION**

APPROVING APPOINTMENTS TO THE SHADE TREE COMMISSION

BE IT RESOLVED by the Borough Council of the Borough of Interlaken that it hereby confirms that the following appointments to the Shade Tree Commission to fill unexpired terms of Laura Fikus and John Finn who resigned their positions:

Name	Term
Laura Fikus	12/31/2024
John Finn	12/31/2024

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

1. All members so appointed
2. Interlaken Shade Tree Commission Secretary
3. Lori Reibrich, Borough Administrator

The Mayor and Council welcomed the new members.

Councilman Watson made a motion to approve the appointments, seconded by Councilwoman Maloney and unanimously carried.

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

7. **RESOLUTION 2020-80: BILL LIST**

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

DATE SPAN	TOTAL
10/26/20-11/09/20	\$128,678.03

RESOLUTION 2020-80:

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 November 12, 2020 is in the amount of One Hundred Twenty Eight Thousand, Six Hundred Seventy Eight Dollars and Three 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.

With no comments made, Councilman Delia 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 Fama	Councilman Delia
Motion to Approve							X
Motion to Second		X					
Approved		X		X	X	X	X
Opposed							
Abstain/ Recuse							
Absent/ Excused							

8. REPORTS/CORRESPONDENCE

- ADMINISTRATION/FINANCE No Report
- PUBLIC SAFETY: No Report
- STREETS & ROADS: No Report
- SHADE TREE COMMISSION: Councilman Fama reported the addition of the two new members as well as the great relationship between the STC and DPW. They are very thankful for all the help that DPW gives the Commission each year.
- PLANNING BOARD: No Report
- BOARD OF EDUCATION: No Report
- RECREATION COMMITTEE: No Report.
- BOROUGH ADMINISTRATOR: BA Reibrich reported that the NJLM conference is being held next week all virtually and that she will attending.

Mayor Nohilly provided a recap of the current state of Covid 19 in the County and State.

9. COMMENTS FROM THE PUBLIC

Mayor Nohilly opened the floor for public comment.

With no public comment, Mayor Nohilly closed the floor.

10. ADJOURNMENT

With no further comments, Councilwoman Horowitz made a motion to adjourn, seconded by Council President Butler and unanimously carried.

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

Lori Reibrich, RMC
Borough Administrator/Clerk