**BOROUGH OF BERLIN**

MUNICIPAL BUILDING

59 SOUTH WHITE HORSE PIKE

BERLIN, NJ 08009

**COUNCIL MEETING AGENDA**

THURSDAY, NOVEMBER 10, 2022 – 6:30 PM

**CALL TO ORDER**

**PLEDGE OF ALLEGIANCE**

**STATEMENT OF ADVERTISEMENT:**

Notice of this meeting has been provided to the Courier Post and the Philadelphia Inquirer is posted on the Borough Hall Bulletin Board stating the time and the place of the meeting.

**ROLL CALL:**

Councilman Len Badolato

Councilwoman Patricia Cummings

Councilman Keith Hohing

Councilman Jake Miller

Councilman Andrew Simone

Council President Jim Pearce

Mayor Rick Miller

Also present: Solicitor, Howard Long

 Co-Administrator, Charleen Santora

 Co-Administrator, Bill Behnke

 CFO, Debbie DiMattia

 Deputy Municipal Clerk, Rachel von der Tann, CMR

**APPROVAL OF MINUTES**

October 13, 2022

MOTION TO APPROVE MINUTES:

SECONDED:

AYES:

NAYS:

**COUNCIL REPORTS:**

BUILDINGS, PARKS, & RECREATION CHAIRMAN LEN BADOLATO

PUBLIC WORKS, STREETS, & ROADS CHAIRMAN ANDREW SIMONE

WATER & SEWER CHAIRWOMAN PATRICIA CUMMINGS

PUBLIC SAFETY CHAIRMAN JIM PEARCE

COMMUNICATION CHAIRMAN KEITH HOHING

FINANCE CHAIRMAN JAKE MILLER

SOLICITOR SOLICITOR HOWARD LONG

MAYOR’S REPORT MAYOR RICK MILLER

MOTION TO APPROVE REPORTS:

SECONDED:

AYES:

NAYS:

**NEW BUSINESS:**

**INTRODUCTION OF ORDINANCE**

ORDINANCE NO. 2022- , AN ORDINANCE OF THE BOROUGH OF BERLIN, COUNTY OF CAMDEN, AND STATE OF NEW JERSEY AMENDING THE CODE OF THE BOROUGH OF BERLIN, CHAPTER 335 AND CHAPTER 345 TO PERMIT THE OPERATION OF CLASS V CANNABIS RETAIL BUSINESS AS A CONDITIONAL USE WITH CANNABIS OVERLAY DISTRICT

MOTION TO APPROVE: SECONDED:

AYES: NAYS:

Ordinance will be considered for adoption after an open public hearing to be held on Thursday, December 8, 2022, at 7 pm in the Municipal Building.

ORDINANCE 2022- AN ORDINANCE OF THE BOROUGH OF BERLIN, COUNTY OF CAMDEN AND THE STATE OR NEW JERSEY TO AMEND AND SUPPLEMENT THE CODE OF THE BOROUGH OF BERLIN, CHAPTER 80. TAXATION, ARTICLE III ENTITLED “CANNABIS MUNICIPAL TAX” TO COLLECT A STATUTORILY AUTHORIZED TWO PERCENT (2%) MUNICIPAL TRANSFER TAX ON CANNABIS SALES BY CLASS V LICENSE HOLDERS.

MOTION TO APPROVE: SECONDED:

AYES: NAYS:

Ordinance will be considered for adoption after an open public hearing to be held on Thursday, December 8, 2022, at 7 pm in the Municipal Building.

RESOLUTIONS 2022-169 THROUGH 2022-183

**PUBLIC COMMENT FOR CONSENT AGENDA**

MOTION TO CLOSE

PUBLIC PORTION: AYES:

SECONDED: NAYS:

MOTION TO APPROVE

CONSENT AGENDA: AYES:

SECONDED: NAYS:

ROLL CALL: Councilman Badolato Councilwoman Cummings

 Councilman Hohing Councilman Miller

 Councilman Simone Council President Pearce

RES. 2022-169 A RESOLUTION OF THE BOROUGH OF BERLIN, COUNTY OF CAMDEN, STATE OF NEW JERSEY, MEMORIALIZING AN EXECUTIVE SESSION FOR OCTOBER 13, 2022

RES. 2022-170 A RESOLUTION OF THE BOROUGH OF BERLIN, COUNTY OF CAMDEN, STATE OF NEW JERSEY ACCEPTING THE FINDINGS OF THE 2021 AUDIT

RES. 2022-171 A RESOLUTION OF THE BOROUGH OF BERLIN, COUNTY OF CAMDEN, STATE OF NEW JERSEY MEMORIALIZING THE APPOINTMENT OF LAWRENCE J. LUONGO, JR. AS PLANNING BOARD CONFLICT ATTORNEY

RES. 2022-172 A RESOLUTION OF THE BOROUGH OF BERLIN, COUNTY OF CAMDEN, STATE OF NEW JERSEY ACCEPTING THE RESIGNATION OF TOM DULIN FROM THE PLANNING BOARD

RES. 2022-173 A RESOLUTION OF THE BOROUGH OF BERLIN, COUNTY OF CAMDEN, STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A QUOTE IN THE AMOUNT OF $11,444.00 TO B. J. KILPATRICK, INC. FOR HVAC REPAIRS TO AMBULANCE BUILDING

RES. 2022-174 A RESOLUTION OF THE BOROUGH OF BERLIN, COUNTY OF CAMDEN, STATE OF NEW JERSEY, AUTHORIZING THE TAX REFUND OF $2,865.16 FOR BLOCK 2400 LOT 27.10 DUE TO OVERPAYMENT

RES. 2022-175 A RESOLUTION OF THE BOROUGH OF BERLIN, COUNTY OF CAMDEN, STATE OF NEW JERSEY, AUTHORIZING THE TAX REFUND OF $3,056.74 FOR BLOCK 802 LOT 22 DUE TO OVERPAYMENT

RES. 2022-176 A RESOLUTION OF THE BOROUGH OF BERLIN, COUNTY OF CAMDEN, STATE OF NEW JERSEY, ACCEPTING A PERFORMANCE GUARANTY FROM MONACO E KARTING, LLC IN THE AMOUNT OF $1,995.00

RES. 2022-177 A RESOLUTION OF THE BOROUGH OF BERLIN, COUNTY OF CAMDEN, STATE OF NEW JERSEY, AUTHORIZING A STIPEND TO FIRE CHIEF MICHAEL KERNAN

RES. 2022-178 A RESOLUTION OF THE BOROUGH OF BERLIN, COUNTY OF CAMDEN, STATE OF NEW JERSEY, AUTHORIZING CHANGE ORDER #2 FOR THE 2021 ROADWAY IMPROVEMENT PROJECT, #BBGEX 21006, DECREASE IN THE AMOUNT OF $1,806.04

RES. 2022-179 A RESOLUTION OF THE BOROUGH OF BERLIN, COUNTY OF CAMDEN, STATE OF NEW JERSEY, AUTHORIZING FINAL PAYMENT OF THE 2021 ROADWAY IMPROVEMENT PROJECT #BBGEX 21006, IN THE AMOUNT OF $88,743.74

RES. 2022-180 A RESOLUTION OF THE BOROUGH OF BERLIN, COUNTY OF CAMDEN, STATE OF NEW JERSEY, AUTHORIZING THE AWARD OF A BID FOR WATER METER REPLACEMENT, PHASE 2-3 IN AND FOR THE BOROUGH OF BERLIN IN THE AMOUNT OF $770,151.00

RES. 2022-181 A RESOLUTION OF THE BOROUGH OF BERLIN, COUNTY OF CAMDEN, STATE OF NEW JERSEY, AUTHORIZING THE ADVERTISEMENT OF A BID FOR GENERATOR REPLACEMENT

RES. 2022-182 A RESOLUTION OF THE BOROUGH OF BERLIN, COUNTY OF CAMDEN, STATE OF NEW JERSEY, EXTENDING THE SHARED SERVICES AGREEMENT BETWEEN THE BOROUGH OF BERLIN AND THE BOROUGH OF LAUREL SPRINGS FOR CONSTRUCTION AIDE SERVICES

RES. 2022-183 A RESOLUTION OF THE BOROUGH OF BERLIN, COUNTY OF CAMDEN, STATE OF NEW JERSEY, APPROVING THE PAYMENT OF BILLS FOR NOVEMBER

**PRIVILEGE OF THE FLOOR**

MOTION TO OPEN

PUBLIC PORTION: AYES:

SECONDED: NAYS:

MOTION TO CLOSE PUBLIC PORTION: AYES:

SECONDED: NAYS:

COMMENTS FROM COUNCIL

MOTION TO ENTER INTO

AN EXECUTIVE SESSION: AYES:

SECONDED: NAYS:

MOTION TO ADJOURN: AYES:

SECONDED: NAYS: