



BOROUGH OF BERLIN
MUNICIPAL BUILDING
59 SOUTH WHITE HORSE PIKE
BERLIN, NJ 08009

REGULAR MEETING MINUTES

THURSDAY, JULY 14, 2022 – 7:00 PM

CALL TO ORDER AND FLAG SALUTE

Mayor Rick Miller called the meeting to order at 7:00 p.m. and led the Pledge of Allegiance.

SUNSHINE NOTICE

Mayor Miller stated that adequate notice of this meeting had been given in accordance with the Open Public Meeting Act, Pursuant to Public Law 1975, Chapter 231. Said notice has been advertised in the Courier-Post, The Philadelphia Inquirer, and posted on the Borough Hall Bulletin Board showing the said meeting's date, place, and time.

ROLL CALL

Councilman Len Badolato – PRESENT
Councilwoman Patricia Cummings – PRESENT
Councilman Keith Hohing – ABSENT
Councilman Jake Miller – PRESENT
Councilman Andrew Simone – PRESENT
Council President Jim Pearce – PRESENT
Mayor Rick Miller – PRESENT

Also, Present: Howard Long, Solicitor
Charleen Santora, Acting Administrator
Michaela Bosler, Municipal Clerk
Millard Wilkinson, Police Chief
Bill Behnke, Project Coordinator
Debra DiMattia, CFO
Rushi Pandya, Emergency Management Coordinator
Rachel von der Tann, Deputy Clerk

APPROVAL OF MINUTES:

June 9, 2022 Workshop Meeting
June 9, 2022 Executive Session
June 9, 2022 Regular Meeting

BOROUGH OF BERLIN
REGULAR MEETING MINUTES
THURSDAY, JULY 14, 2022
7:00 PM

Pearce motioned to approve the minutes. Cummings seconded the motion, which passed with all members present voting in favor in a Roll Call Vote.

COUNCIL REPORTS

- BUILDINGS, PARKS, & RECREATION – Councilman Len Badolato reported that the parking lot signs behind C&M Auto have been refurbished. He reported that he received a quote from Harding Electric for installing new community center walkway lights that couldn't be damaged, who also suggested installing cameras built into the lights to identify vandalism. He further reported that he met with Joe and Tina Hoffmann, and representatives from Camden County College who are interested in using the Dill House, and in the next few weeks will be discussing plans for usage.

- PUBLIC WORKS, STREETS & ROADS - Councilman Andrew Simone reported that in the weeks leading up to the 4th of July parade, the DPW addressed various maintenance issues along the parade route and the Borough. Properties along the White Horse Pike and Broad Ave undergo a high demand of traffic which incurs daily wear and tear to the streets and curbs, therefore the maintenance to the roadways prevented probable hazards during the parade. Driveway apron to the entrance of the Borough and Library was repaired a few days before the 4th of July celebration. Thanked OEM, Fire Department, Police Department, Public Works and EMS for their support preparing and during the parade events. Councilman Simone announced that prior to the pandemic was in the early planning stages to utilize the preserved farm land on Clementon Road. Improvements included variety of activities that allowed the residents to use the land as green space at their leisure. The governing body, with the assistance of the Administrator, Project Director, and Public Works helped put plan together to utilize this green space. In working with county resources and local farmers, the Borough planted 1 acre of sunflower seeds in the front pasture along Clementon Road, and 2 acres of wildflowers and more sunflowers along the length of the property that adjoins the farmers market. There was an existing live stock barn fitted with work benches to prepare plannings and storage space for garden material. There are also 20 raised garden boxes filled with top soil ready for the community's use. Councilman Simone noted that his great grandfather bought the property during the Spanish Flu in 1918, and turned it into Simone Farm, and commented that it was fitting have the COVID-19 pandemic, the property is receiving new life. Councilman Simone commented on the passing Dennis Chance, who was a public servant to the Borough of Berlin, and gave his regards to his family.

- WATER & SEWER - Councilwoman Patricia Cummings reported for water, repacked and checked the valve on well #9. We rebuilt and recalibrated the chlorine analyzers at plant #2. All 73 mark out requests were completed. Serviced emergency generators at plant #1, and plant #1 monthly maintenance was completed. For sewer, completed all routine monthly maintenance on 10 pump stations and 10 emergency back up generators. Installed new data at the Smokey Run pump station. Installed new stilling well in the Nexus pump stations. Other projects are moving forward.

BOROUGH OF BERLIN
REGULAR MEETING MINUTES
THURSDAY, JULY 14, 2022
7:00 PM

- PUBLIC SAFETY – Council President Pearce recognized the passing of Dennis Chance, former Councilmember and Chief of Police, and expressed his gratitude. He commented that he will continue to read the statistics provided by all of the public safety departments moving forward. For Fire Department responded to 67 calls for service during the month of June, and they continue to receive Tuesday night trainings, and received active shooter, sprinkler system training, and continue to staff safe for grant crews. For OEM, Pearce thanked Rushi Pandya for his help during the Fourth of July parade. For EMS during the month of June, they responded to a total of 277 calls, 127 were in Berlin Borough. They also responded to Berlin Field Day and Eastern High School graduation. For Police Department during the month of June handled a total of 1,394 calls. No need to speed focused on Jackson Road.
- COMMUNICATION – Councilman Keith Hohing was not in attendance.
- FINANCE – Chairman Jake Miller extended his condolences to the family and friends of Dennis Chance. Thanked everyone for their involvement in the Fourth of July Parade. He reported that the State notified Registrars that marriage fees are no longer to be collected for the State Fiscal Year 2023. The total revenues collected for the month of June 2022 are as follows:

Permit Fees	\$8,569.00
Rental/Resale Inspection Fees	\$1,200.00
Zoning Fees	\$0.00
Community Center Fees	\$100.00
Tax Collector	\$160,009.34
Utility Collector	\$700,658.55
Animal Licensing Fees	\$313.00
Clerks Office	\$20,122.00
Court Office	\$19,655.77

- SOLICITOR – Solicitor Howard Long extended his condolences to the family of Dennis Chance.
- MAYOR – Mayor Rick Miller extended his condolences to the family and friends of Dennis Chance, former Chief of Police, Councilmember, veteran, and fireman. He stated that he was the type of person you thought of when you thought of public service. He announced his services are Monday night and Tuesday morning. He thanked the ICCA and volunteers for putting on the parade. He stated that during the August meeting they will be swearing in three new Police Officers. He commented that this is Municipal Clerk’s last meeting, and she will be leaving for a career outside of public service, and thanked her for serving the Belin community.

BOROUGH OF BERLIN
REGULAR MEETING MINUTES
THURSDAY, JULY 14, 2022
7:00 PM

Pearce motioned to approve the monthly reports. Simone seconded the motion, which passed with all members present voting in favor in a Roll Call Vote.

UNFINISHED BUSINESS

- ORD. 2022:06 BOND ORDINANCE PROVIDING FOR VARIOUS 2022 GENERAL CAPITAL IMPROVEMENTS, BY AND IN THE BOROUGH OF BERLIN, IN THE COUNTY OF CAMDEN, STATE OF NEW JERSEY; APPROPRIATING \$602,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$573,330 BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF

Badolato motioned to open the public hearing on Ordinance 2022:06. Pearce seconded the motion, which passed with all members present voting in favor in a Voice Vote.

There were no comments from the public.

Miller motioned to close the public hearing on Ordinance 2022:06. Simone seconded the motion, which passed with all members present voting in favor in a Voice Vote.

Badolato motioned to adopt Ordinance 2022:06. Pearce seconded the motion, which passed with all members present voting in favor in a Roll Call Vote.

- ORD. 2022:07 BOND ORDINANCE PROVIDING FOR VARIOUS 2022 SEWER UTILITY IMPROVEMENTS, BY AND IN THE BOROUGH OF BERLIN, IN THE COUNTY OF CAMDEN, STATE OF NEW JERSEY; APPROPRIATING \$1,521,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,448,571 BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF

Cummings motioned to open the public hearing on Ordinance 2022:07. Miller seconded the motion, which passed with all members present voting in favor in a Voice Vote.

There were no comments from the public.

Badolato motioned to close the public hearing on Ordinance 2022:07. Simone seconded the motion, which passed with all members present voting in favor in a Voice Vote.

Miller motioned to adopt Ordinance 2022:07. Cummings seconded the motion, which passed with all members present voting in favor in a Roll Call Vote.

- ORD. 2022:08 BOND ORDINANCE PROVIDING FOR VARIOUS 2022 WATER UTILITY IMPROVEMENTS, BY AND IN THE BOROUGH OF BERLIN, IN THE COUNTY OF CAMDEN, STATE OF NEW JERSEY; APPROPRIATING \$4,058,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$3,864,761 BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF

Simone motioned to open the public hearing on Ordinance 2022:08. Badolato seconded the motion, which passed with all members present voting in favor in a Voice Vote.

There were no comments from the public.

Cummings motioned to close the public hearing on Ordinance 2022:08. Miller seconded the motion, which passed with all members present voting in favor in a Voice Vote.

BOROUGH OF BERLIN
REGULAR MEETING MINUTES
THURSDAY, JULY 14, 2022
7:00 PM

Cummings motioned to adopt Ordinance 2022:08. Badolato seconded the motion, which passed with all members present voting in favor in a Roll Call Vote.

- ORD. 2022:09 AN ORDINANCE AMENDING CODE OF THE BOROUGH OF BERLIN TO BE ENTITLED, "VACANT AND ABANDONED PROPERTIES: NOTICE, REGISTRATION AND FEES," PROVIDING FOR PURPOSE, INTENT AND APPLICABILITY OF THE ORDINANCE REQUIRING THE REGISTRATION AND MAINTENANCE OF CERTAIN REAL PROPERTY BY MORTGAGEES; PROVIDING FOR PENALTIES AND ENFORCEMENT, AS WELL AS THE REGULATION, LIMITATION AND REDUCTION OF REGISTRABLE REAL PROPERTY WITHIN THE BOROUGH; PROVIDING FOR SEVERABILITY, REPEALER, CODIFICATION, AND AN EFFECTIVE DATE.

Simone motioned to open the public hearing on Ordinance 2022:09. Miller seconded the motion, which passed with all members present voting in favor in a Voice Vote.

There were no comments from the public.

Cummings motioned to close the public hearing on Ordinance 2022:09. Pearce seconded the motion, which passed with all members present voting in favor in a Voice Vote.

Badolato motioned to adopt Ordinance 2022:09. Cummings seconded the motion, which passed with all members present voting in favor in a Roll Call Vote.

NEW BUSINESS NONE

RESOLUTIONS

The Mayor stated the following resolutions are to be approved as a consent agenda. Council can at this time request to remove any of the resolutions from the consent agenda and they can be voted on separately.

The Mayor asked that Resolution 2022:106 be added onto the consent agenda, and requested the Clerk to read the title into the record.

- RES. 2022:091 AUTHORIZE EXECUTION OF SHARED SERVICE AGREEMENT FOR SCHOOL RESOURCE OFFICER SERVICES WITH BERLIN BOARD OF EDUCATION

WHEREAS, the Berlin Board of Education desires to enter into a Shared Service Agreement for the services of School Resource Officer services; and

WHEREAS, the Borough of Berlin is agreeable to providing said services;

NOW THEREFORE BE IT RESOLVED by Mayor and Council of the Borough of Berlin to authorize the execution of the Shared Service Agreement with the Berlin Board of Education for School Resource Officer services.

BE IT FURTHER RESOLVED a copy of the Shared Service Agreement is to be attached to this resolution.

BOROUGH OF BERLIN
REGULAR MEETING MINUTES
THURSDAY, JULY 14, 2022
7:00 PM

- RES. 2022:092 APPOINT DESIGNATED EMPLOYER REPRESENTATIVE (DER) AND ALTERNATE DESIGNATED EMPLOYER REPRESENTATIVE AS REQUIRED BY JOINT INSURANCE FUND

WHEREAS, the Borough of Berlin is required by the Joint Insurance Fund to appoint a Designated Employer Representative (DER); and

WHEREAS, the Designated Employer Representative is responsible for providing oversight and evaluation of the Borough of Berlin's Controlled Substances and Alcohol Use and Testing Policy; and

WHEREAS, it is required for an Alternate Designated Employer Representative to be appointed as well; and

WHEREAS, a recommendation has been made to the governing body to appoint Mark Schiendelman as the Designated Employer Representative, and the Borough Clerk as the Alternate Employer Representative;

NOW THEREFORE BE IT RESOLVED by Mayor and Council of the Borough of Berlin to appoint Mark Schiendelman as the Designated Employer Representative and Borough Clerk as Alternate Designated Employer Representative as required by Joint Insurance Fund.

- RES. 2022:093 AUTHORIZE INCREASE IN SALARY TO EMERGENCY MANAGEMENT COORDINATOR TO \$7,000.00

WHEREAS, the Emergency Management Coordinator has requested an increase in salary in the 2022 Municipal Budget; and

WHEREAS, the Borough of Berlin has approved the 2022 Municipal Budget with the requested increase in salary for the Emergency Management Coordinator; and

WHEREAS, the salary for the Emergency Management Coordinator is to be raised from \$5,000.00 to \$7,000.00; and

WHEREAS, said salary is split between the Emergency Management Coordinator and two Deputy Emergency Management Coordinators;

NOW THEREFORE BE IT RESOLVED by Mayor and Council of the Borough of Berlin to authorize the increase in salary to the Emergency Management Coordinator from \$5,000.00 to \$7,000.00 effective July 14, 2022.

- RES. 2022:094 APPROVE FULL-TIME NON-CONTRACTUAL EMPLOYEES TO RECEIVE A 2% COST OF LIVING INCREASE TO BASE SALARIES RETROACTIVE TO JANUARY 1, 2022

WHEREAS, the Governing Body of the Borough of Berlin desires to increase the base salaries for the full-time non-contractual employees by 2% for the cost of living; and

WHEREAS, the desire of the Governing Body is to make this increase retroactive to January 1, 2022; and

BOROUGH OF BERLIN
REGULAR MEETING MINUTES
THURSDAY, JULY 14, 2022
7:00 PM

NOW THEREFORE BE IT RESOLVED by Mayor and Council of the Borough of Berlin to approve the 2% cost of living increase to the base salaries of the full-time non-contractual employees retroactive January 1, 2022.

- RES. 2022:095 APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE BERLIN BOROUGH 2023 ROAD PROGRAM PROJECT

NOW THEREFORE BE IT RESOLVED that Mayor and Council of Berlin Borough formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2023-Berlin Borough 2023 Road Program-00414 to the New Jersey Department of Transportation on behalf of Berlin Borough.

BE IT FURTHER RESOLVED that Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of Berlin Borough and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approved the execution of the grant agreement.

- RES. 2022:096 EXTENDING GRACE PERIOD FOR PAYMENT OF THIRD QUARTER 2022 TAXES

WHEREAS, the provisions of N.J.S.A. 54:4-64 require that the grace period must be extended to cover a minimum of twenty five days from the date of mailing; and

WHEREAS, the tax bills were not mailed on or before June 14, 2022; and

WHEREAS, the Governing Body finds it equitable and proper that the grace period for payment of the 2022 third quarter taxes be extended until the twenty-fifth calendar day after the date that the tax bills are mailed; and

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Berlin, in the County of Camden and State of New Jersey, that the governing body finds it equitable and proper that the grace period be extended until twenty-five days from the mailing of the 2022 tax bills, within which time said bills may be paid without interest and any payment received after that date, interest will revert back to August 1, 2022.

- RES. 2022:097 AUTHORIZE RELEASE OF CASH PERFORMANCE BOND FOR CARRIAGE MEWS PROJECT IN THE AMOUNT OF \$196,213.01 CONTINGENT UPON RECEIPT OF MAINTENANCE BOND IN THE AMOUNT OF \$81,755.42

WHEREAS, via letter correspondence dated June 30, 2022, Hugh J. Dougherty, PE, CME, of Pennoni Associates, attached hereto and made a part hereof, recommended the release of Performance Bond conditioned upon the acceptance of a 2-Year Maintenance Bond in the amount of \$81,755.42 for the Carriage Mews Major Subdivision; and

WHEREAS, as a condition of the release of the Performance Bonds, the form of the Maintenance Bonds shall be reviewed and approved as to form by the Borough Solicitor.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Berlin, County of Camden and State of New Jersey as follows:

**BOROUGH OF BERLIN
REGULAR MEETING MINUTES
THURSDAY, JULY 14, 2022
7:00 PM**

1. The provisions of the WHEREAS clauses set forth above are incorporated herein by reference and made a part hereof.

2. Borough Council of the Borough of Berlin declares that the cash Performance Bond, in the original amount of \$196,213.01 is hereby officially released subject to receipt of a valid maintenance bond as set forth herein.

3. The form of the maintenance bond shall be reviewed and approved as to form and substance by the Borough Solicitor.

- **RES. 2022:098 REFUND VARIOUS CAMP LONG-A-COMING OVERPAYMENTS AND/OR REGISTRATION CANCELLATIONS**

WHEREAS, the Borough of Berlin received various payments for Camp Long-A-Coming; and

WHEREAS, refunds have been requested for various overpayments or registration cancellations as follows:

Rebecca Hanson	Cancellation (partial)	\$70.00
Sang Lee	Overpayment	\$1,275.00
Julna Corrielus	Cancellation (partial)	\$75.00
Harry Friebe	Cancellation (full)	\$400.00

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Berlin, County of Camden and State of New Jersey that refunds are hereby authorized to the above captioned individuals for Camp Long-A-Coming registration cancellations and/or overpayments.

- **RES. 2022:099 APPROVAL OF BUDGET INSERTION FOR THE FISCAL YEAR 2022 CLEAN COMMUNITIES GRANT IN THE AMOUNT OF \$16,304.77**

WHEREAS, the Borough of Berlin must hereby amend its budget due to an insertion of revenue titled Clean Communities Grant in the amount of \$16,304.77; and

WHEREAS, the appropriation title is stated as Clean Communities Grant in the amount of \$16,304.77;

NOW THEREFORE BE IT RESOLVED this resolution was adopted by the Borough Council at a meeting held on July 14, 2022 and shall take effect immediately.

- **RES. 2022:100 AUTHORIZE SUBSIDY PAYMENT #2 TO ARA ENTERPRISES LLC FOR AFFORDABLE HOUSING UNIT 135D S. WHITE HORSE PIKE**

WHEREAS, the Borough of Berlin (“Borough”) received correspondence dated June 23, 2022 from its Affordable Housing Agent, Triad Associates, notifying the Borough that subsidy payment #2 is due for affordable unit 135D S. White Horse Pike, Berlin, NJ 08009; and

WHEREAS, the amount of such payment is in the amount of \$15,000.00; and

WHEREAS, payment is to be made to ARA Enterprises LLC, PO Box 1447, Absecon, NJ 08201;

**BOROUGH OF BERLIN
REGULAR MEETING MINUTES
THURSDAY, JULY 14, 2022
7:00 PM**

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Berlin that authorization is hereby granted for subsidy payment #2 to ARA Enterprises LLC for affordable housing unit 135D White Horse Pike, Berlin, NJ 08009 in the amount of \$15,000.00.

- **RES. 2022:101 AUTHORIZE HIRING OF PART-TIME ASSISTANT TO MUNICIPAL CLERK'S OFFICE – MARYANN CECICK**

WHEREAS, the Borough of Berlin is in need of part time clerical assistance in the Municipal Clerk's office; and

WHEREAS, the recommendation has been made to the governing body to hire Maryann Cecick to said position;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Berlin to authorize hiring Maryann Cecick as a part-time clerical assistant within the Municipal Clerk's Office effective August 1, 2022 for a maximum of three (3) days per week, 22.5 hours per week, at a rate of \$20.00 per hour.

- **RES. 2022:102 AUTHORIZE THE BERLIN POLICE DEPARTMENT TO BEGIN PROMOTION PROCESS FOR ONE SERGEANT AND ONE LIEUTENANT**

WHEREAS, the Chief of Police has requested to the Public Safety Committee and Borough Administrator authorization to proceed with promoting one (1) Sergeant and one (1) Lieutenant; and

WHEREAS, the process for promotions within the Berlin Police Department is outlined within Chapter 9 of the Berlin Borough Police Department Rules and Regulations; and

WHEREAS, the selection of candidates for Sergeant and Lieutenant will be followed as outlined by the Berlin Police Department Rules and Regulations; and

WHEREAS, authorization is to be granted contingent upon the availability of funds.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Berlin that authorization is hereby granted for the Berlin Police Department to begin promotion process of one (1) Sergeant and one (1) Lieutenant as outlined in the Berlin Borough Police Department Rules and Regulations contingent upon the availability of funds.

- **RES. 2022:103 RESOLUTION TO ENTER EXECUTIVE SESSION**

WHEREAS the Open Public Meetings Act P.L. 1975, Chapter 231 permits the exclusion of the public from a meeting in certain circumstances; and,

WHEREAS this public body believes such circumstances presently exist; and,

WHEREAS the Governing Body wishes to discuss:

- Contract Negotiations
- General Personnel Matters

Minutes will be kept and once the matter involving the confidentiality of the above no longer requires that confidentiality, then the minutes will be made public.

**BOROUGH OF BERLIN
REGULAR MEETING MINUTES
THURSDAY, JULY 14, 2022
7:00 PM**

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Berlin, in the County of Camden, State of New Jersey, that to go into Executive Session to discuss the above items and the public is excluded from this meeting.

- **RES. 2022:104 PAYMENT OF BILLS – JULY 2022**

WHEREAS certain numbered vouchers have been submitted to the Borough of Berlin for payment from a list prepared and dated July 13, 2022 which totals as follows:

Current Fund (2-01):	\$841,580.57
Water Utility Fund (2-05):	\$130,546.67
Sewer Utility Fund (2-07):	\$1,460.91
Escrow Fund (2-17):	\$14,101.25
Capital Fund (C-04):	\$21,672.56
Water Capital (C-06):	\$1,410.50
State/Federal Grant Fund (G-02):	\$862.00
Payroll Agency Account (P-13):	\$28,340.20
Trust Other (T-03):	\$1,869.98
Prior Payments:	\$1,417,651.83
TOTAL:	\$2,459,496.47

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Berlin, in the County of Camden, State of New Jersey, that these vouchers, totaling \$2,459,496.47 be paid to the person[s] named, for the amounts set opposite their respective name[s], and endorsed and approved on said vouchers. An individual listing of all bills submitted is also on file in the Municipal Clerk's office for reference.

- **RES. 2022:105 ACCEPTING RESIGNATION TENDERED BY MUNICIPAL CLERK/LOCAL REGISTRAR, MICHAELA BOSLER, RMC, CMR EFFECTIVE JULY 27, 2022**

WHEREAS, the Borough of Berlin (“Borough”) appointed Michaela Bosler, RMC, CMR as its Municipal Clerk and Local Registrar of Vital Statistics; and

WHEREAS, Ms. Bosler regrettably informed the Borough Administration of her intent to resign from her aforementioned positions effective July 27, 2022;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Berlin, County of Camden and State of New Jersey as follows:

1. The provisions of the WHEREAS clauses set forth above are incorporated herein by reference and made a part hereof.
2. The Berlin Borough Council hereby formally accepts Ms. Bosler’s tendered resignation effective July 27, 2022.

- **RES. 2022:106 RESOLUTION AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT AND APPOINTMENT OF WILLIAM COOK, ESQUIRE, (BROWN & CONNERY) AS SPECIAL CONFLICT COUNSEL FOR PERSONNEL MATTERS**

BOROUGH OF BERLIN
REGULAR MEETING MINUTES
THURSDAY, JULY 14, 2022
7:00 PM

WHEREAS, the Borough of Berlin is in need of certain specialized legal services, specifically Special Conflict Counsel for personnel matters; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et seq.) requires that the resolution authorizing the award of contracts for professional services without competitive bids, and the contract itself, must be available for public inspection; and

WHEREAS, the Borough Council of the Borough of Berlin have determined that it would be advantageous for the Borough of Berlin to enter into a contract with William Cook, Esquire (Brown & Connery) to provide such services.

NOW THEREFORE BE IT RESOLVED by the Borough Council of the Borough of Berlin, in the County of Camden and State of New Jersey as follows:

1. The provisions of the WHEREAS clauses set forth above are incorporated herein by reference and made a part hereof.
2. The Borough of Berlin is hereby authorized to enter into a contract with William Cook, Esquire (Brown & Connery) to provide professional legal services to the Borough of Berlin for a period not to exceed one (1) year commencing on July 15, 2022 and terminating at Reorganization 2023.
3. The aforesaid contract is awarded without competitive bidding as a "Professional Service" under the provisions of the Local Public Contracts Law in accordance with N.J.S.A. 40A:11-5 which requires that no local unit shall be required to advertise for bids for services rendered or performed by a person in a recognized professional service, whose practice is regulated by law.
4. This Resolution shall be published in the official newspaper of the Borough of Berlin as required by law.

Pearce motioned to open the meeting for public comment on the resolutions. Cummings seconded the motion, which passed with all members present voting in favor in a Voice Vote.

There were no comments from the public.

Pearce motioned to close the meeting for public comment on the resolutions. Badolato seconded the motion, which passed with all members present voting in favor in a Voice Vote.

Miller motioned to approve the consent agenda. Cummings seconded the motion, which passed with all members present voting in favor in a Roll Call Vote.

PRIVILEGE OF THE FLOOR

Pearce motioned to open the meeting to the public for privilege of the floor. Badolato seconded the motion, which passed with all members present voting in favor in a Voice Vote.

There were no comments from the public.

Cummings motioned to close the meeting to the public for privilege of the floor. Badolato seconded the motion, which passed with all members present voting in favor in a Voice Vote.

BOROUGH OF BERLIN
REGULAR MEETING MINUTES
THURSDAY, JULY 14, 2022
7:00 PM

GOOD OF THE ORDER

Council President Pearce thanked the Municipal Clerk for everything she has done for the Borough of Berlin, and stated she will be missed. He echoed the Mayor's comments and encouraged the public to attend the next council meeting during the swearing in of the new police officers. He also thanked all of the volunteers for their support during the parade. He commented that the public safety worked tirelessly to ease concerns about potential threats.

Councilman Badolato additionally expressed condolences to Dennis Chance and his family. He also wished the Municipal Clerk success in her future endeavors.

The Municipal Clerk commented that during her years of working in the public sector, she had never worked with a more cohesive and genuine group of elected officials than those in Berlin, and thanked the governing body for all of their well wishes and opportunities that were given to her.

ADJOURN

Pearce motioned to adjourn the meeting at 7:35 PM. Cummings seconded the motion with all members present voting in favor in a Voice Vote.

Minutes respectfully submitted by:

Michaela Bosler, RMC
Municipal Clerk