Conflict of Interest

Morris A. Bergman
City Councilor – At-Large
City of Worcester

January 24, 2022
<table>
<thead>
<tr>
<th>Name of public employee:</th>
<th>Morris A. Bergman</th>
</tr>
</thead>
<tbody>
<tr>
<td>Title or Position:</td>
<td>City Councilor At-large</td>
</tr>
<tr>
<td>Agency/Department:</td>
<td>City of Worcester</td>
</tr>
<tr>
<td>Agency address:</td>
<td>455 Main Street, Worcester, MA 01608</td>
</tr>
<tr>
<td>Office Phone:</td>
<td>[Redacted]</td>
</tr>
<tr>
<td>Office E-mail:</td>
<td><a href="mailto:BergmanP@worcesterma.gov">BergmanP@worcesterma.gov</a></td>
</tr>
</tbody>
</table>

In my capacity as a state, county or municipal employee, I am expected to take certain actions in the performance of my official duties. Under the circumstances, a reasonable person could conclude that a person or organization could unduly enjoy my favor or improperly influence me when I perform my official duties, or that I am likely to act or fail to act as a result of kinship, rank, position or undue influence of a party or person.

I am filing this disclosure to disclose the facts about this relationship or affiliation and to dispel the appearance of a conflict of interest.

<table>
<thead>
<tr>
<th>APPEARANCE OF FAVORITISM OR INFLUENCE</th>
</tr>
</thead>
<tbody>
<tr>
<td>Describe the issue that is coming before you for action or decision.</td>
</tr>
<tr>
<td>What responsibility do you have for taking action or making a decision?</td>
</tr>
<tr>
<td>Explain your relationship or affiliation to the person or organization.</td>
</tr>
<tr>
<td>How do your official actions or decision matter to the person or organization?</td>
</tr>
<tr>
<td>Optional: Additional facts – e.g., why there is a low risk of undue favoritism or improper influence.</td>
</tr>
<tr>
<td>---</td>
</tr>
<tr>
<td>If you cannot confirm this statement, you should recuse yourself.</td>
</tr>
<tr>
<td></td>
</tr>
<tr>
<td>Taking into account the facts that I have disclosed above, I feel that I can perform my official duties objectively and fairly.</td>
</tr>
<tr>
<td>Employee signature:</td>
</tr>
<tr>
<td>Date:</td>
</tr>
</tbody>
</table>

Attach additional pages if necessary.

Not elected to your public position – file with your appointing authority.

Elected state or county employees – file with the State Ethics Commission.

Members of the General Court – file with the House or Senate clerk or the State Ethics Commission.

Elected municipal employee – file with the City Clerk or Town Clerk.

Elected regional school committee member – file with the clerk or secretary of the committee.

Form revised July, 2012
Hello Councilor,

Per your request attached is the conflict of interest disclosure form.

Thanks!
Niko
## DISCLOSURE OF APPEARANCE OF CONFLICT OF INTEREST

AS REQUIRED BY G. L. c. 268A, § 23(b)(3)

<table>
<thead>
<tr>
<th>PUBLIC EMPLOYEE INFORMATION</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Name of public employee:</strong></td>
</tr>
<tr>
<td><strong>Title or Position:</strong></td>
</tr>
<tr>
<td><strong>Agency/Department:</strong></td>
</tr>
<tr>
<td><strong>Agency address:</strong></td>
</tr>
<tr>
<td><strong>Office Phone:</strong></td>
</tr>
<tr>
<td><strong>Office E-mail:</strong></td>
</tr>
</tbody>
</table>

In my capacity as a state, county or municipal employee, I am expected to take certain actions in the performance of my official duties. Under the circumstances, a reasonable person could conclude that a person or organization could unduly enjoy my favor or improperly influence me when I perform my official duties, or that I am likely to act or fail to act as a result of kinship, rank, position or undue influence of a party or person.

I am filing this disclosure to disclose the facts about this relationship or affiliation and to dispel the appearance of a conflict of interest.

## APPEARANCE OF FAVORITISM OR INFLUENCE

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<tr>
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</tr>
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<tbody>
<tr>
<td>Debate on election meritarium</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>What responsibility do you have for taking action or making a decision?</th>
</tr>
</thead>
<tbody>
<tr>
<td>Vote to forward to City Manager for consideration or no vote to not consider</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Explain your relationship or affiliation to the person or organization.</th>
</tr>
</thead>
<tbody>
<tr>
<td>I own rental property as a member of an LLC with residential tenants</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>How do your official actions or decision matter to the person or organization?</th>
</tr>
</thead>
<tbody>
<tr>
<td>Other than my own rental property it does not matter</td>
</tr>
</tbody>
</table>
Optional: Additional facts – e.g., why there is a low risk of undue favoritism or improper influence.

I (we) has not and is not in the process of ejecting anyone at this time.

If you cannot confirm this statement, you should recuse yourself.

WRITE AN X TO CONFIRM THE STATEMENT BELOW.

Taking into account the facts that I have disclosed above, I feel that I can perform my official duties objectively and fairly.

Employee signature: [Signature]

Date: [1/1/2020]

Attach additional pages if necessary.

Not elected to your public position – file with your appointing authority.

Elected state or county employees – file with the State Ethics Commission.

Members of the General Court – file with the House or Senate clerk or the State Ethics Commission.

Elected municipal employee – file with the City Clerk or Town Clerk.

Elected regional school committee member – file with the clerk or secretary of the committee.

Form revised July, 2012
From: Nikolin Vangjeli, City Clerk

Date: February 10, 2022

Re: Councilor Bergman, Disclosure of appearance of conflict of interest as required by G. L. C. 268A, § 23(B)(3)

On Tuesday January 18, 2022 councilor Bergman requested that I email him a conflict of interest form regarding a possible conflict of interest item on the city council agenda on January 18th, 2022. After emailing the Councilor the disclosure form I also had a phone conversation with Councilor Bergman which I misinformed him that he had 10 days to disclose any possible conflict of interest. I had given the Councilor incorrect guidance based on a previous solicitor opinion regarding financial disclosures in 2021 that allowed councilors 10 day disclose any conflict.

On January 24th councilor Bergman completed another disclosure form and it was filed with the Clerk one day prior to the Council Meeting January 25th. Councilor Bergman has also submitted to the Clerk’s office his initial disclosure form completed on January 18th.

Cordially,

Nikolin Vangjeli
City Clerk
1. PLEDGE OF ALLEGIANCE

2. STAR SPANGLED BANNER

3. ROLL CALL - All present with the Mayor as the Chair, except for Councilor Brown, who arrived at 1:15 P.M.

4. PROCLAMATIONS, ACKNOWLEDGEMENTS, MEMORIALS OF SILENCE

5. APPROVAL OF THE MINUTES

6. PUBLIC PARTICIPATION

7. PETITIONS

8. CITIZEN'SPETITION - Petitions to the City Manager

9. COMMUNICATIONS OF THE CITY MANAGER

   a. 10AM PROGRESS BRIEFING

   b. 1PM PROGRESS BRIEFING
9. Government action at the attached letter to amend the Fiscal Year 2017 Rate of Organization by the Department of Public Works, Engineering Division, and the Department of Public Facilities, Engineering Division, that the City Council is expected to agree upon and ratify. It is anticipated that the letter will be available for public review in the coming days. The action proposed by the Department is consistent with the goals of the City Council and the Department of Public Works, Engineering Division, in pursuit of ensuring that our facilities are maintained in the best possible condition. It is anticipated that the letter will be available for public review in the coming days.

10. Tabled for Consideration:
   a. ORDINANCE: An Ordinance to Appropriation, was approved by the City Council. The Ordinance will provide City Council with a legal framework regarding the provision of existing new service charge programs and the ongoing review of existing service charge programs.
   b. The ordinance shall take effect on January 1, 2023.
   c. The ordinance shall be published in the city newspaper on the first day of the month following its adoption.

11. ORDER: The City Council adopted the following resolution:
   a. The resolution was approved by the City Council and will provide City Council with a legal framework regarding the provision of existing new service charge programs and the ongoing review of existing service charge programs.
   b. The resolution shall take effect on January 1, 2023.
   c. The resolution shall be published in the city newspaper on the first day of the month following its adoption.

12. ORDER: The City Council adopted the following resolution:
   a. The resolution was approved by the City Council and will provide City Council with a legal framework regarding the provision of existing new service charge programs and the ongoing review of existing service charge programs.
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14. ORDER: The City Council adopted the following resolution:
   a. The resolution was approved by the City Council and will provide City Council with a legal framework regarding the provision of existing new service charge programs and the ongoing review of existing service charge programs.
   b. The resolution shall take effect on January 1, 2023.
   c. The resolution shall be published in the city newspaper on the first day of the month following its adoption.
ORDER of Councilor Ann Murray E. Kiley — Requested City Manager provide City Council with an update concerning how American Rescue Plan Act (ARPA) funding can be used to provide funds to small businesses and non-profits. Item adopted on a roll-call vote of 11 Yes and 0 Nays.

ORDER of Councilor Ann Murray E. Kiley — Request City Manager provide City Council with a report concerning the status of development of the parkland in the area of the former Walgreen site. Item adopted on a roll-call vote of 11 Yes and 0 Nays.

ORDER of Councilor East Hachey — Request City Manager request City Solicitor provide City Council with a report concerning the status of the assignment of a City Solicitor to the city. Item adopted on a roll-call vote of 11 Yes and 0 Nays.

ORDER of Councilor Sara K. Rivers — Requested City Manager provide City Council with a report concerning the status of the assignment of a City Solicitor to the city. Item adopted on a roll-call vote of 11 Yes and 0 Nays.

NEW BUSINESS UNDER ADOPTION OF RULES — Items brought forth under consideration at the January 10, 2023 City Council meeting.

Motion Hachey @ 46 U1 CV — Requested Standing Committee on Economic Development hold a meeting to discuss all ordinances related to economic development including, but not limited to, economic development, tax increment financing, and the City’s efforts to attract new businesses.

Motion Kiley @ 46 U1 CV — Requested Standing Committee on Economic Development hold a meeting to discuss all ordinances related to economic development including, but not limited to, economic development, tax increment financing, and the City’s efforts to attract new businesses.

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1. PLEASE OF ALCHEMIES

2. STABLES

3. ROLL CALL: All present with the Mayor as the Chair, except for Councilor King and Councilor Rose. Councilor King and Councilor Rose arrived at 10:15 PM.

4. PROCLAMATIONS ACHIEVEMENTS MOMENTS OF SILENCE

5. PUBLIC PARTICIPATION

6. MEASURES AND ORDERS

7. PETITIONS

8. REOVERS

9. UNRESOLVED ISSUES
144. ORDER of Councilors Sara Rivers - Request City Manager consider granting Amerena Reserve Plan Act (ARPA) funding to affordable housing projects and development projects located in the Amerena Reserve Plan (ARP) area. Staff recommended this item for approval. (Monday, November 1, 2021; vote: 5-4; vote: 6-0)

134. ORDER of Councilors Amie Butler - Request City Manager consider revising City Council's policies regarding the legal services department's performance metrics for the legal department's attorneys. Staff recommended this item for approval. (Monday, November 1, 2021; vote: 5-4; vote: 6-0)

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14. NEW BUSINESS UNDER SUSPENSION OF RULES - Item brought forth under suspension at the January 11, 2022 City Council meeting.

144. Motion Councilwoman @ 71 Co. - Request City Manager and City Staff provide City Council with a report concerning the differences between the potential impact on landowners and tenants under the terms of the Amerena Reserve Plan Act (ARPA) and the Amerena Reserve Plan (ARP) Act. Staff recommended this item for approval. (Monday, November 1, 2021; vote: 5-4; vote: 6-0)

143. Motion Councilwoman @ 71 Co. - Request City Manager and City Staff provide City Council with a report concerning the differences between the potential impact on landowners and tenants under the terms of the Amerena Reserve Plan Act (ARPA) and the Amerena Reserve Plan (ARP) Act. Staff recommended this item for approval. (Monday, November 1, 2021; vote: 5-4; vote: 6-0)

142. Motion Councilwoman @ 71 Co. - Request City Manager and City Staff provide City Council with a report concerning the differences between the potential impact on landowners and tenants under the terms of the Amerena Reserve Plan Act (ARPA) and the Amerena Reserve Plan (ARP) Act. Staff recommended this item for approval. (Monday, November 1, 2021; vote: 5-4; vote: 6-0)

141. Motion Councilwoman @ 71 Co. - Request City Manager and City Staff provide City Council with a report concerning the differences between the potential impact on landowners and tenants under the terms of the Amerena Reserve Plan Act (ARPA) and the Amerena Reserve Plan (ARP) Act. Staff recommended this item for approval. (Monday, November 1, 2021; vote: 5-4; vote: 6-0)