**RESOLUTION NO. 2017-9.10**

**OF THE GOVERNING BODY**

**OF THE BOROUGH OF BLOOMINGDALE**

**A RESOLUTION OF THE BOROUGH OF BLOOMINGDALE AUTHORIZING THE SETTLEMENT CERTAIN TAX APPEALS**

 **WHEREAS**, appeals of the real property tax assessments of the following properties have been filed in the Tax Court of New Jersey:

|  |  |  |  |
| --- | --- | --- | --- |
| **PROPERTY OWNER** | **BLOCK** | **LOT** | **ADDRESS** |
| Riverback Realty, LLC | 5060 | 11 | 39 Main Street |
| Elhajyassin | 5064 | 3 | 56 Main Street |
| Elhajyassin | 5064 | 2 | 54 Main Street |
| Central Shippee, Inc. | 3035 | 33 | 48 Star Lake Road |
| Cohen | 4 | 1 | 583 Glenwild Ave |
| Gervens Enterprises | 3030 | 31 | 122 Hamburg Turnpike |

; and

 **WHEREAS**, the Tax Assessor, Appraiser and Township Attorney are of the opinion that it is in the best interest of the Borough to settle these appeals.

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

1. The settlement of the following tax appeals filed at the Tax Court

of New Jersey is hereby authorized as follows:

|  |  |  |  |
| --- | --- | --- | --- |
| **PROPERTY OWNER** | **YEAR** | **ORIGINAL****ASSESSMENT** | **PROPOSED****SETTLEMENT** |
| Riverback Realty, LLC | 2016 | $464,400 | $400,00 |
| ElhajyassinB-5064, L-3 | 2013 | $211,600 | $211,600 |
| ElhajyassinB-5064, L-3 | 2014-2016 | $211,600 | $150,000 |
| ElhajyassinB-5064, L-2 | 2013 | $211,600 | $211,600 |
| ElhajyassinB-5064, L-2 | 2014-2016 | $211,600 | $150,000 |
| Central Shippee, Inc. | 2012-2013 | $1,046,300 | $1,046,300 |
| Central Shippee, Inc. | 2014 | $1,046,300 | $1,000,000 |
| Central Shippee, Inc. | 2015 | $940,000 | $900,000 |
| Central Shippee, Inc. | 2016 | $940,000 | $700,000 |
| Central Shippee, Inc. | 2017 | $940,000 | $650,000 |
| Cohen | 2011 | $231,700 | $195,800 |
| Gervens Enterprises, Inc. | 2010 | $350,000 | $275,000 |

2. All refund checks are to be made payable to the attorneys for the taxpayer and the taxpayer. Refunds are to be made within 60 days from the date of the entry of Judgment and interest is waived on said refunds on the condition that the refund is paid within 60 days from the date of the entry of Judgment.

3. All municipal officials are hereby authorized to take whatever actions may be necessary to implement the terms of this Resolution.

4. The Tax Collector is hereby authorized to credit and/or refund the appropriate taxes in accordance with the terms of this Resolution.

5. This Resolution shall take effect immediately.

## Record of Council Vote on Passage

|  |  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- | --- |
| Council person | aye | nay | Abstain | Absent | Council person | aye | nay | Abstain | Absent |
| Costa | X |  |  |  | Hudson | X |  |  |  |
| D’Amato | X |  |  |  | Sondermeyer | X |  |  |  |
| Dellaripa | X |  |  |  | Yazdi | X |  |  |  |
| Mayor Dunleavy |  |  |  |  |  |  |  |  |  |

I hereby certify that the foregoing is a true copy of a Resolution adopted by the Governing Body of the Borough of Bloomingdale at an Official Meeting held on September 19, 2017.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Jane McCarthy, R.M.C.

Municipal Clerk, Borough of Bloomingdale