



Township Council
1 Municipal Plaza
Bloomfield, NJ 07003

Louise M. Palagano
Municipal Clerk

<http://www.bloomfieldtpnj.com>

Meeting: 02/01/16 07:30 PM

2016 RESOLUTION TAX APPEALS

S & S AT PARK STREET, LLC

WHEREAS, on or about October 23, 2015, the attached Judgment was entered in the Tax Court of New Jersey, Essex County, in the matter entitled S & S AT PARK STREET, LLC v. the Township of Bloomfield, Docket No. 015616-2014; and

WHEREAS, said Judgment was entered into without approval of the Township Council and without consent of the Tax Assessor; and

WHEREAS, on or about October 23, 2015, the attached Judgment was entered in the Tax Court of New Jersey, Essex County, in the matter entitled S & S AT PARK STREET, LLC v. the Township of Bloomfield, Docket No. 007670-2015; and

WHEREAS, said Judgment was entered without approval of the Township Council and without consent of the Tax Assessor; and

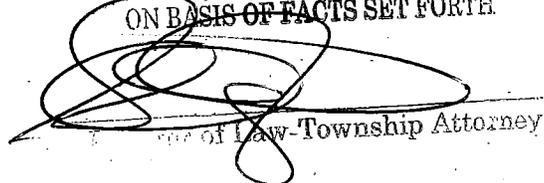
WHEREAS, at the December 1, 2015, Council meeting the Mayor and Council approved the attached resolution that purportedly approved entering into a Settlement of the matters entitled S & S AT PARK STREET, LLC v. the Township of Bloomfield, Docket No. 015616-2014 and Docket No. 007670-2015; and

WHEREAS, the Mayor and Council were not provided complete and accurate information before approving the December 1, 2015 resolution; and

WHEREAS, the Tax Assessor does not concur with the settlements entered into on October 23, 2015; and

WHEREAS, the Tax Assessor does not concur with the settlement outlined in the Resolution dated December 1, 2015; and

APPROVED AS TO FORM AND PROCEDURE
ON BASIS OF FACTS SET FORTH


Township Attorney

WHEREAS, it is necessary and appropriate for the Tax Assessor to concur with any settlement before same is provided to the Council for consideration.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Bloomfield, County of Essex, State of New Jersey, that the Tax Attorney is hereby directed to make the appropriate application to the Court to have the Judgements that were entered on or about October 23, 2015, in the matters entitled S & S AT PARK STREET, LLC v. the Township of Bloomfield, Docket No. 015616-2014 and Docket No. 007670-2015, withdrawn because the Council did not approve the same and the Tax Assessor did not concur with the settlements; and

BE IT FURTHER RESOLVED, that the Mayor and Council hereby rescind the attached Resolution 4794 dated December 1, 2015, authorizing settlement based upon the reasons outlined herein; and

BE IT FURTHER RESOLVED, that all tax appeals filed by S & S AT PARK STREET, LLC, should be defended and litigated to completion by the Tax Attorney unless a settlement is reached that is agreeable to the Plaintiff, the Tax Assessor, and approved by the Mayor and Council by Resolution.

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I hereby certify that the above resolution was duly adopted by the Mayor and Council of the Township of Bloomfield at a meeting of said Township Council held on February 01, 2016.

Louise M. Palazzo
Municipal Clerk of the Township of Bloomfield

ME [Signature]
Mayor of the Township of Bloomfield

✓ Vote Record - Resolution					
		Yes/Aye	No/Nay	Abstain	Absent
<input type="checkbox"/> Adopt					
<input type="checkbox"/> Deny	Elias N. Chalet	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Resolution (ID # 5199)

Meeting of February 1, 2016

<input type="checkbox"/> Withdrawn	Nicholas Joanow	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Table	Carlos Bernard	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Not Discussed	Wartyna Davis	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> First Reading	Joseph Lopez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Table with no Vote	Carlos Pomares	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Approve	Michael J. Venezia	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Veto by Mayor					
<input type="checkbox"/> Discussion					
<input type="checkbox"/> Defeated					
<input type="checkbox"/> Discussion No Vote					