



Township Council
1 Municipal Plaza
Bloomfield, NJ 07003

Louise M. Palagano
Municipal Clerk

<http://www.bloomfieldtwpnj.com>

Meeting: 12/14/20 06:30 PM

2020 RESOLUTION TAX APPEALS

RESOLUTION OF THE MAYOR AND THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF BLOOMFIELD IN THE COUNTY OF ESSEX CONFIRMING SETTLEMENT OF THE 2019 TAX APPEAL TITLED L.S.S. ENTERPRISES, LLC V. TOWNSHIP OF BLOOMFIELD, DOCKET NO. 011133-2019 OF THE TAX ASSESSMENT OF BLOCK 970, LOT 3, KNOWN AS 969 BROAD STREET IN THE TOWNSHIP OF BLOOMFIELD, ESSEX COUNTY, NEW JERSEY

WHEREAS, L.S.S. ENTERPRISES, LLC is the record owner of property situated at BLOCK 970, LOT 3 with a street address of 969 BROAD STREET in the Township of Bloomfield, New Jersey; and

WHEREAS, L.S.S. ENTERPRISES, LLC is the Plaintiff in a legal action against the Township of Bloomfield in the Tax Court of New Jersey challenging the Township's assessment of its real property and the actions of the Essex County Board of Taxation; and

WHEREAS, specifically, L.S.S. ENTERPRISES, LLC has filed tax appeals with the Tax Court of New Jersey for year 2019 under Docket Number 011133-2019, seeking a reduction in the property's total assessment; and

WHEREAS, the parties have completed full discovery with respect to this matter, have conducted negotiations, and have reached a settlement to resolve the lawsuits between them pending in the Tax Court of New Jersey; and

WHEREAS, the proposed Stipulation of Settlement, a copy of which is incorporated herein as if set forth at length, has been reviewed and recommended by the Township Tax Assessor, Township Special Tax Counsel, and Township Tax Expert; and

WHEREAS, the total refund associated with this settlement is approximately \$656. 87 and has been authorized by the Township Administrator; and

WHEREAS, Plaintiff has agreed to waive statutory interest, pursuant to N.J.S.A. 54:3-27.2, if the tax refund is paid within sixty (60) days of the date of entry of the Tax Court judgment; and

WHEREAS, the settlement of said matter as more fully set forth below is in the best interest of the Township of Bloomfield.

NOW, THEREFORE, BE IT RESOLVED, the Mayor and Township Council of the Township of Bloomfield, County of Essex, State of New Jersey, confirms that Florio Kenny Raval, LLP, Tax Appeal Counsel for the Township of Bloomfield, has been authorized to execute on behalf of the Township of Bloomfield, a Stipulation of Settlement Resolving the Complaint filed by **L.S.S. ENTERPRISES, LLC** for property situated at **Block 970, Lot 3, 969 BROAD STREET, Bloomfield, New Jersey**, for tax year **2019** as follows:

Tax Year 2019 (Assessment Reduced)

	<u>Original</u> <u>Assessment</u>	<u>County Board</u> <u>Judgment</u>	<u>Requested Tax</u> <u>Court Judgment</u>
Land	\$165,500	\$165,500	\$165,500
Improvements	<u>\$215,700</u>	<u>\$215,700</u>	<u>\$199,200</u>
Total	\$381,200	\$381,200	\$364,700

BE IT FURTHER RESOLVED, that all municipal officials are hereby authorized to take whatever action may be necessary to implement the terms of this Resolution and authorizes Special Tax Counsel to enter into the Stipulation of Settlement as provided by the Taxpayer; and

BE IT FURTHER RESOLVED, that upon receipt of the Tax Court Judgment, the Tax Collector is authorized to calculate the amount of the refunds and cause same to be paid within sixty (60) days of date of entry of the Tax Court Judgments and/or take any other action to effectuate the purpose of this Resolution; and

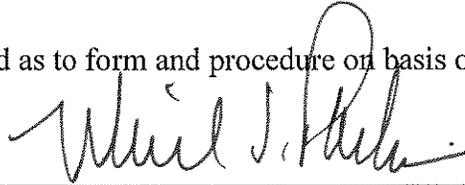
BE IT FURTHER RESOLVED, that interest on any refund due is waived provided the

refund is paid within sixty (60) days of the date of entry of the Tax Court Judgments; and

BE IT FURTHER RESOLVED, that copies of this Resolution are to be provided to the Township’s Tax Collector, Tax Assessor, and Tax Appeal Attorney, Florio Kenny Raval, LLP.

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Approved as to form and procedure on basis of facts set forth.



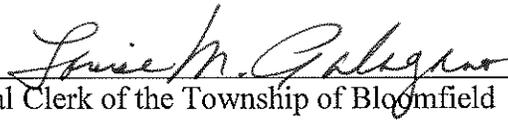
Director of Law-Township Attorney

I do hereby certify that the funding will be legally appropriated per the above information for the purpose specified in the attached contract. Furthermore, it has been represented to me that the contracts have been processed in accordance with the applicable provisions of New Jersey Local Public Contract Law and the Code of the Township of Bloomfield.



Chief Financial Officer

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 December 14, 2020.



Municipal Clerk of the Township of Bloomfield



Mayor of the Township of Bloomfield

✓ Vote Record – Resolution						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopt	Jenny Mundell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Deny	Nicholas Joanow	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	Sarah Cruz	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Table	Wartyna Davis	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Not Discussed	Ted Gamble	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> First Reading	Richard Rockwell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Table with no Vote	Michael J. Venezia	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Approve						
<input type="checkbox"/> Veto by Mayor						
<input type="checkbox"/> Discussion						
<input type="checkbox"/> Defeated						
<input type="checkbox"/> Discussion No Vote						