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**2011 RESOLUTION OF THE MAYOR AND TOWNSHIP COUNCIL OF THE TOWNSHIP OF BLOOMFIELD IN THE COUNTY OF ESSEX AUTHORIZING SETTLEMENT OF THE 2010 TAX APPEAL ENTITLED TILDEN ENTERPRISES, LLC V. TOWNSHIP OF BLOOMFIELD, DOCKET NO.: 020145-2010 OF THE TAX ASSESSMENT OF BLOCK 20, LOTS 18 KNOWN AS 54 BLOOMFIELD AVENUE(32), IN THE TOWNSHIP OF BLOOMFIELD, ESSEX COUNTY, NEW JERSEY**

**WHEREAS**, an appeal of the real property tax assessment for tax years 2010, involving Block 20, Lot 18, has been filed by the Taxpayer, Tilden Enterprises, LLC; and

**WHEREAS**, the attached proposed settlement agreement has been reviewed and recommended by the Township Tax Assessor; and

**WHEREAS**, the Finance Director has certified that funding is available; and

**WHEREAS**, 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**, by the Township of Bloomfield, New Jersey, as follows:

1. Settlement of the 2010 tax appeal is hereby authorized as follows:

54 Bloomfield Avenue (32)

**Year: 2010**

	Original Assessment	County Board Judgment	Settlement Amount
Land:	\$163,100	\$163,100	\$163,100
Imprvts:	\$149,800	\$149,800	\$136,900
Total:	\$312,900	\$312,900	\$300,000

2. All municipal officials are hereby authorized to take whatever action may be necessary to implement the terms of this Resolution and authorizes the Special Tax Counsel to enter into the Stipulation as provided by Taxpayer.

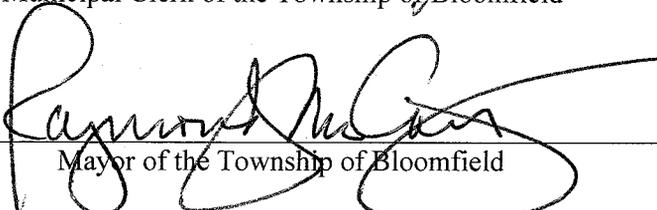
\* \* \*

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

*[Signature]*  
Director of Law - Township Attorney

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 September 6, 2011.

  
\_\_\_\_\_  
Municipal Clerk of the Township of Bloomfield

  
\_\_\_\_\_  
Mayor of the Township of Bloomfield

**ROLL CALL VOTE**

<b>MAYOR &amp; COUNCIL</b>	<b>YES</b>	<b>NO</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
<b>COUNCILWOMAN LITTERIO</b>				✓
<b>COUNCILMAN JOANOW</b>	✓			
<b>COUNCILMAN RUANE</b>	✓			
<b>COUNCILMAN VENEZIA</b>	✓			
<b>COUNCILWOMAN DUNIGAN</b>	✓			
<b>COUNCILMAN HAMILTON</b>	✓			
<b>MAYOR McARTHY</b>	✓			

**SCHNECK LAW GROUP LLC**  
301 South Livingston Avenue, Suite 105  
Livingston, New Jersey 07039  
(973) 533-9300  
Attorneys for PLAINTIFF

TAX COURT OF NEW JERSEY  
DOCKET NO.: 020145-2010

TILDEN ENTERPRISES, LLC

Plaintiff,

Civil Action

vs.

**STIPULATION OF SETTLEMENT**  
(Without Affidavit)

TOWNSHIP OF BLOOMFIELD

Defendant.

1. It is hereby stipulated and agreed that the assessment of the following property be adjusted and a judgment entered as follows:

BLOCK: 20

LOT: 18

STREET ADDRESS: 54 BLOOMFIELD AVE (32)

Year: 2010	<u>ORIGINAL ASSESSMENT</u>	<u>COUNTY BOARD JUDGMENT</u>	<u>TAX COURT JUDGMENT</u>
<b>LAND</b>	\$163,100	\$163,100	\$163,100
<b>IMPROVEMENTS</b>	\$149,800	\$149,800	\$136,900
<b>TOTAL</b>	\$312,900	\$312,900	\$300,000

2. The undersigned have made such examination of the value and proper assessment of the property(ies) and have obtained such appraisals, analysis and information with respect to the valuation and assessment of the property(ies) they deem necessary and appropriate for the purpose of enabling them to enter into the Stipulation. The assessor to the taxing district has been consulted by the attorney for the taxing district with respect to this settlement and has concurred.

3. Based upon the foregoing, the undersigned represent to the Court that the above settlement will result in an assessment at the fair assessable value of the property(ies) consistent with assessing practices generally applicable in the taxing district as required by law.

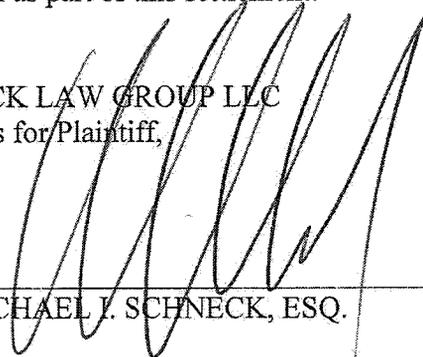
4. All refunds as a result of the settlement set forth herein shall be paid by refund check, made payable to: 'Michael I. Schneck, Esq., Attorney for TILDEN ENTERPRISES, LLC', and forwarded to Michael I. Schneck, Esq. 301 South Livingston Ave., Livingston, NJ 07039 within sixty (60) days of the date of the Judgment.

5. Statutory interest pursuant to N.J.S.A. 54:3-27.2 is waived by the taxpayer and shall not be paid on the condition the refund is received pursuant to Paragraph 4 hereof within 60 days from the date of the entry of the Judgment.

6. The provisions of paragraph 4 and 5 shall survive Judgment even if not included on the Judgment issued by the Tax Court of New Jersey.

7. All counterclaims will be withdrawn as part of this settlement.

SCHNECK LAW GROUP LLC  
Attorneys for Plaintiff,

BY:   
MICHAEL J. SCHNECK, ESQ.

DATED: 4/3/11

DEFENDANT

BY: \_\_\_\_\_  
Matt O'Donnell

DATED: