

2011 RESOLUTION OF THE MAYOR AND TOWNSHIP COUNCIL OF THE TOWNSHIP OF BLOOMFIELD IN THE COUNTY OF ESSEX AUTHORIZING SETTLEMENT OF THE 2010 AND 2011 TAX APPEAL ENTITLED DELLANO, RONALD & JANET V. TOWNSHIP OF BLOOMFIELD, DOCKET NO.: 011395-2010 and 001436-2011 OF THE TAX ASSESSMENT OF BLOCK 691, LOTS 25 KNOWN AS 526 BROAD STREET, IN THE TOWNSHIP OF BLOOMFIELD, ESSEX COUNTY, NEW JERSEY

WHEREAS, an appeal of the real property tax assessment for tax years 2010 and 2011, involving Block 691, Lot 25, has been filed by the Taxpayer, Dellano, Robert & Janet; 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:

526 Broad Street

Year: 2010

	Original Assessment	County Board Judgment	Settlement Amount
Land:	\$680,200	N/A	\$680,200
Imprvts:	\$408,800	N/A	\$308,800
Total:	\$1,089,000	N/A	\$989,000

2. Settlement of the 2011 tax appeal is hereby authorized as follows:

526 Broad Street

Year: 2010

	Original Assessment	County Board Judgment	Settlement Amount
Land:	\$680,200	N/A	\$680,200
Imprvts:	\$408,800	N/A	\$208,800
Total:	\$1,089,000	N/A	\$889,000

AS TO FORM AND PROPER
 ON BASIS OF FACTS SET FORTH
 Director of Law & Township Attorney

3. 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.

* * *

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.

Louise P. Palazzo

Municipal Clerk of the Township of Bloomfield

Ramond J. Curran

Mayor of the Township of Bloomfield

ROLL CALL VOTE

MAYOR & COUNCIL	YES	NO	ABSTAIN	ABSENT
COUNCILWOMAN LITTERIO				<input checked="" type="checkbox"/>
COUNCILMAN JOANOW	<input checked="" type="checkbox"/>			
COUNCILMAN RUANE	<input checked="" type="checkbox"/>			
COUNCILMAN VENEZIA	<input checked="" type="checkbox"/>			
COUNCILWOMAN DUNIGAN	<input checked="" type="checkbox"/>			
COUNCILMAN HAMILTON	<input checked="" type="checkbox"/>			
MAYOR McCARTHY	<input checked="" type="checkbox"/>			

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Brach Eichler L.L.C.
 101 Eisenhower Parkway
 Roseland, New Jersey 07068-1067
 (973) 228-5700
 Attorneys for Dellanno, Ronald & Janet

<p>DELLANNO, RONALD & JANET,</p> <p style="text-align: center;">Plaintiff,</p> <p>vs.</p> <p>TOWNSHIP OF BLOOMFIELD,</p> <p style="text-align: center;">Defendant.</p>	<p style="text-align: center;">TAX COURT OF NEW JERSEY</p> <p>Docket Number: 011395-2010 Docket Number: 001436-2011</p> <p style="text-align: center;"><u>Civil Action</u></p> <p style="text-align: center;">STIPULATION OF SETTLEMENT (Without Affidavit)</p> <p>Assigned Judge: Honorable Mala Narayanan, J.T.C.</p>
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1. It is hereby stipulated and agreed that the assessment of the following property be adjusted and a judgment be entered as follows:

Block: 691 Lot: 25 Qualifier:
 Address: 526 Broad Street

<u>Year: 2010</u>	<u>Original Assessment</u>	<u>County Board Judgment</u>	<u>Tax Court Judgment</u>
LAND	\$680,200	DIRECT	\$680,200
IMPROVEMENT	\$408,800	APPEAL	\$308,800
TOTAL	\$1,089,000		\$989,000

Block: 691 Lot: 25 Qualifier:
 Address: 526 Broad Street

<u>Year: 2011</u>	<u>Original Assessment</u>	<u>County Board Judgment</u>	<u>Tax Court Judgment</u>
LAND	\$680,200	DIRECT	\$680,200
IMPROVEMENT	\$408,800	APPEAL	\$208,800
TOTAL	\$1,089,000		\$889,000

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 the assessing practices generally applicable in the taxing district as required by law.

4. All refunds due as a result of the settlement set forth herein shall be payable to: "Brach Eichler L.L.C. and Dellanno, Ronald & Janet", and forwarded to Daniel J. Pollak within sixty (60) days of the date of the Judgment.

5. Statutory interest, pursuant to N.J.S.A. 54:3-27.2, having been waived by taxpayer, shall not be paid provided the tax refund is paid within sixty (60) days of the date of entry of the Tax Court judgment.

Brach Eichler L.L.C.
Attorneys for Plaintiff

DATED:

7/12/11

BY:



Daniel J. Pollak

O'Donnell McCord P.C.
Attorney for Defendant

DATED:

BY:

Matthew J. O'Donnell