

RESOLUTION

WHEREAS, Northfield Mass Associates LLC (“Northfield”) owned various properties listed on Schedule “A” attached to the Tax Appeal Settlement Agreement; and

WHEREAS, Northfield filed various tax appeals for 2011; and

WHEREAS, on January 11, 2021, after a multi-day trial, the Honorable Michael J. Gilmore, Judge of the Tax Court, rendered a 58-page oral decision concerning Northfield Mass Associates, LLC v. Township of West Orange, Docket No. 018913-2011 concerning 76 townhouse properties; and

WHEREAS, on March 19, 2021, Judge Gilmore issued an Amended Judgment wherein he reduced the taxes and provided a judgment in favor of Northfield and against the Township of West Orange (“Township”) in the amount of \$532,336 which Amended Judgment is annexed to the Tax Appeal Settlement Agreement as Exhibit “B”; and

WHEREAS, pursuant to the New Jersey Statutes Annotated, Northfield is entitled to interest from the date of the Complaint which Northfield asserts would be approximately \$273,000 for a total judgment in excess of \$820,000 (“Claims”); and

WHEREAS, Edwin R. Matthews, Esq., special tax appeal counsel for the Township, has filed a Notice of Appeal before the New Jersey Appellate Division; and

WHEREAS, the Township and Northfield (individually “Party” and collectively, the “Parties”) has engaged in various settlement discussions; and

WHEREAS, Northfield does not own the Properties or any other Properties in the Township anymore; and

NOW, BE IT HEREBY RESOLVED, that the Township Council of the Township of West Orange authorizes the Mayor to execute the Agreement and effectuate the settlement, and the Township Clerk shall be authorized to attest to the Mayor's signature.

Karen J. Carnevale, R.M.C.
Municipal Clerk

Cindy Matute-Brown
Council President

Adopted: December 14, 2021