

**MAYOR and COUNCIL of the
BOROUGH of HO-HO-KUS
BERGEN COUNTY, NEW JERSEY
Resolution # 15- 136**

Subject: Tax Appeal

Dated: November 24, 2015

**RESOLUTION AUTHORIZING MUNICIPAL ATTORNEY TO SETTLE 2015 TAX APPEAL
CAPTIONED “RAMOS V. BOROUGH OF HO-HO-KUS”**

WHEREAS, Cesar and Miriam Ramos are owners of real estate known as Block 502, Lot 20, better known as 25 Academy Road, Ho-Ho-Kus, New Jersey; and

WHEREAS, the owners have filed a Tax Appeal challenging the tax assessment for the year 2015; and

WHEREAS, Lot 20 in Block 502 was assessed for the Tax Year 2015 in the total amount of \$2,225,000; and

WHEREAS, the Borough has completed full discovery with respect to this matter, has consulted with the Borough's Tax Assessor and has conducted exhaustive negotiations with counsel for the Taxpayer's; and

WHEREAS, the parties have been able to arrive upon a proposed settlement agreement as follows: a revised assessment of \$1,765,000 for 2015; and

WHEREAS, the parties have agreed that prejudgment interest shall be waived as a condition of the settlement; and

WHEREAS, the Borough's Tax Assessor, Marie Merolla, is in agreement of the terms of this settlement and believes that it would be in the best interest of the Borough to settle this particular case in accordance with the terms set forth above;

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the Borough of Ho-Ho-Kus agrees to authorize the Municipal Attorney to execute a Stipulation of Settlement on behalf of the Borough with respect to the Ramos v. Ho-Ho-Kus Tax Appeal pending in the Tax Court of New Jersey under Docket No. 001053-2015 at the new assessment set forth above; and

BE IT FURTHER RESOLVED, that upon receipt of the Tax Court Judgment the Tax Collector is authorized to calculate the amount of the refund and cause same to be paid to the Taxpayer, without statutory interest for the 2015 Appeal within sixty (60) days from the date of the Tax Court Judgment; and

BE IT FURTHER RESOLVED, that this settlement is subject to agreement and acceptance thereof by the Taxpayers; and

BE IT FURTHER RESOLVED, that copies of this Resolution are to be provided to the Municipal Clerk, Chief Financial Officer, Tax Collector, Tax Assessor and Municipal Attorney.

I, Laura Borchers, Clerk of the Borough of Ho-Ho-Kus, Bergen County, New Jersey do hereby certify the attached to be a true copy of an ordinance adopted by the Mayor and Council on November 24, 2015

Laura Borchers, RMC/CMR
Borough Clerk

	Moved	Second	Ayes	Nays	Absent	Abstain
Mayor Randall						
Councilmember Troast	X		X			
Councilmember Shea		X	X			
Councilmember Rorty			X			
Councilmember Weiss			X			
Councilmember Shell			X			
Councilmember Iannelli			X			