

RESOLUTION NO. 2016-59

**RESOLUTION AUTHORIZING SETTLEMENT
OF TAX APPEAL LITIGATION**

WHEREAS, complaints were filed in the Tax Court of New Jersey contesting the tax assessment on the property known as Block 303, Lot 27, whose address is 228 Highway 35, Aberdeen NJ, in the actions entitled 228 Highway Aberdeen, LLC v. Aberdeen Township for the tax years 2013, 2014 & 2015 bearing the respective Docket Nos. 002200-2013, 001630-2014 and 001149-2015 and,

WHEREAS, a proposed stipulation of settlement subject to the approval of the Aberdeen Township Council was offered by the plaintiff to reduce the tax assessment on the subject property upon certain terms and conditions; and,

WHEREAS, the proposed settlement constitutes a final resolution of all of the issues in the matter; and,

WHEREAS, the Township Assessor, Scott Kineavy, the Township's expert, Robert Gagliano, MAI, and Special Counsel, Kerry Higgins, Esq. have all recommended acceptance of the terms and conditions of the settlement as set forth in the aforementioned stipulation of settlement to the Aberdeen Township Council.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Aberdeen that the Township of Aberdeen hereby agrees to settle the above litigation pursuant to the terms and conditions of the aforementioned stipulation of settlement and Special Counsel, Kerry Higgins, Esq. is hereby authorized to prepare all of the necessary documentation to effectuate this settlement.