

MINUTES

Executive Meeting of Town Council

Tuesday, January 12, 2016

Being a continuation of a regular meeting called on even date, and convened for the purposes set for in the motion passed at the same meeting

Executive Session commenced at 7:04 p.m.

ATTENDANCE

PRESENT: Ms. Hiliari Davis, Mr. Michael Elms, Ms. Michelle Dupree Harris, Mr. Robert Iannaccone, Council President Stefan Armington.

ABSENT: Ms. Alison Deeb, Ms. Toshiba Foster

Mayor Timothy P. Dougherty was also present.

The subject to be discussed in Executive Session was:

1. "Iron Bar" / Iron Bistro Litigation and Appeal.

Town Attorney Vijayant Pawar and Assistant Town Attorney Elnardo J. Webster addressed the Council on the status of the litigation and asked Council to make a decision as to how legal counsel representing the Town is to proceed further. Messieurs Pawar and Webster provided several recommendations that the Council could consider and asked that a decision be made on or before the next meeting at which time another executive session would be held.

2. Resolution of the Mayor and Town Council of the Town of Morristown in the County of Morris authorizing settlement of the 2015 Tax Appeal entitled Cristina Maffei, Executor for estate of Teresa Sgaramella et al v. Town of Morristown, Docket No: 009298-2015 of the tax assessment of Block 4002, Lot 3 known as One Shady Lane, in the Town of Morristown, Morris County, New Jersey.

Purpose: Authorizes the Tax Appeal Settlement for 2015: \$325,950.

3. Resolution of the Mayor and Town Council of the Town of Morristown in the County of Morris authorizing settlement of the 2015 Tax Appeal entitled NK RE Development LLC v. Town of Morristown, Docket No: 000305-2015 of the tax assessment of Block 7901, Lots 12 and 11 known as 95 Washington Street and 93 Washington Street, in the Town of Morristown, Morris County, New Jersey.

Purpose: Authorizes the Tax Appeal Settlement 2015, Lot 12: \$1,000,000 and Lot 11: \$350,000.

4. Resolution of the Mayor and Town Council of the Town of Morristown in the County of Morris authorizing settlement of the 2010, 2011, 2012 and 2013 Tax Appeals entitled Daniel Tamaro et al v. Town of Morristown, Docket Nos: 015034-2010; 013177-2011; 013442-2012; 011852-2013 of the tax assessment of Block 7103, Lot 13 known as 50 Dogwood Road, in the Town of Morristown, Morris County, New Jersey.

Purpose: Authorizes the Tax Appeal Settlement for 2010: \$375,000; 2011: \$350,000; 2012: \$350,000; 2013: Withdrawn.

5. Resolution of the Mayor and Town Council of the Town of Morristown in the County of Morris authorizing settlement of the 2011 and 2012 Tax Appeals entitled James Clark et al v. Town of Morristown, Docket Nos: 012957-2011; 013424-2012 of the tax assessment of Block 7401, Lot 4 known as 1 Farragut Place, in the Town of Morristown, Morris County, New Jersey.

Purpose: Authorizes the Tax Appeal Settlement for 2011: \$646,170; 2012: \$682,040.

6. Resolution of the Mayor and Town Council of the Town of Morristown in the County of Morris authorizing settlement of the 2010, 2011, 2012 and 2013 Tax Appeals entitled Matthew Williams et al v. Town of Morristown, Docket Nos: 015326-2010; 013176-2011; 013436-2012; 011858-2013 of the tax assessment of Block 1101, Lot 13 known as 15 Rosemilt Place, in the Town of Morristown, Morris County, New Jersey.

Purpose: Authorizes the Tax Appeal Settlement for 2010: \$450,000; 2011: \$400,000; 2012: \$400,000; 2013: \$400,000.

On items 2 through 6, Town Attorney Vijayant Pawar, Esq., addressed the Council stating the present position of the litigation and that after extensive negotiations; the matter was recommended to Council for authority to settle. Counsel stressed the benefits of the settlement and what the Town was gaining due to the settlement.

A straw poll of the Council authorized settlement of the matters in items 2-6.

There being no further business appropriate to the executive session, Council President Armington moved to close. Council Members Harris seconded and the motion passed unanimously by acclamation. Executive Session ended at 7:27 p.m., and the Council President ordered that the public be readmitted.

I, Kevin D. Harris, Town Clerk of the Town of Morristown, hereby certify that the above reflect the true and accurate minutes from the Executive Session of the Morristown Town Council, held on Tuesday, January 12, 2016 and approved by the Morristown Town Council at the Town Council Meeting held on Tuesday, February 9, 2016.

Date: February 9, 2016

KEVIN D. HARRIS, Town Clerk