

**RESOLUTION 2023-063
 REFUNDING 2018 TAX OVERPAYMENT
 RESULTING FROM TAX COURT OF NEW JERSEY JUDGEMENT
 BLOCK 160, LOT 8**

WHEREAS, ABAM Enterprises, LLC, owner of block 160, lot 8, known as 470 US Highway 206 filed a complaint with the Tax Court of New Jersey to reduce their taxable assessment for the years 2017, 2018, 2019, 2020, 2021, and 2022. This is known as Tax Court docket numbers: 008278-2017, 009196-2018, 009974-2019, 0011909-2020, 09343-2021, and 009086-2022; and

WHEREAS, the Township of Frankford and ABAM Enterprises, LLC have agreed to the following settlement:

Year	Original Assess	Settlement Assess	Tax Overpayment	Overpay Resolution
2017	952,600	952,600	Withdrawn	-----
2018	952,600	750,000	\$5,172.38	50% Credit, 50% Refund
2019	952,600	750,000	\$5,221.00	100% Credit
2020	952,600	850,000	\$2,720.95	100% Credit
2021	952,600	952,600	Withdrawn	-----
2022	952,600	675,000	\$7,814.44	100% Credit; and

WHEREAS, a copy of the Stipulation of Settlement is attached to this Resolution:

NOW, THEREFORE BE IT RESOLVED by the Mayor and Township Committee of the Township of Frankford on this 14th day of November 2023 that the Chief Financial Officer be authorized to draw a check refunding 50% of the 2018 overpayment as agreed to in the Stipulation of Settlement resulting from the Tax Court of New Jersey Judgment or \$2,586.19 for attorney fees and made payable to Schenck, Price, Smith & King, LLP. This is the attorney which represented ABAM Enterprises, LLC. This check will be delivered to Robert B McBriar, Esquire at 351 Sparta Avenue in Sparta, NJ 07871.

Lori Nienstedt, MBA, RMC
 Administrator, Municipal Clerk