

BOROUGH OF RED BANK
COUNTY OF MONMOUTH
RESOLUTION NO. 11-73

**A RESOLUTION AUTHORIZING REFUND OF SUBSEQUENT PAYMENTS MADE BY
TAX CERTIFICATE LIEN-HOLDER OF TAX SALE CERTIFICATE NO. 2009-52
REGARDING BLOCK 87, LOT 11**

Ms. Lee offered the following resolution and moved its adoption:

WHEREAS, FNA Jersey Lien was the holder of Tax Sale Certificate No. 2009-52 (the Tax Sale Certificate”) regarding Block 87, Lot 11 (the “Property”); and

WHEREAS, the Tax Sale Certificate was redeemed on November 9, 2009; and

WHEREAS, upon redemption of the Tax Sale Certificate the Borough would notify the lien-holder of the redemption; and

WHEREAS, an issue has arisen as to whether the lien holder, FNA Jersey Lien, received notice of the redemption; and

WHEREAS, the Borough has been unable to locate the proof of notification and it is therefore not available upon inspection; and

WHEREAS, FNA New Jersey Lien continued to make subsequent to the Borough for water charges after the redemption in the total amount of \$1,414.09; and

WHEREAS, FNA New Jersey Lien is entitled to a refund of the subsequent water payments, together with interest in the amount of \$59.69; and

WHEREAS, the owner of the Property shall be notified of the outstanding water charges due and will be given thirty (30) grace period without liability for interest to pay said water charges as normal water and sewer billing resumes for the Property; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Red Bank that the Tax Collector refund to FNA Jersey Lien FNA the amount of \$1,473.78, which represents the subsequent water payments received after the redemption, together with interest.

BE IT FURTHER RESOLVED that the Borough Clerk shall forward certified true copies of this resolution to the Borough Tax Collector and Chief Financial Officer;

Seconded by Mr. Murphy and adopted on roll call by the following vote:

	Yes	No	Abstain	Absent
Ms. Lewis	(x)	()	()	()
Mr. Zipprich	(x)	()	()	()
Mr. DuPont	(x)	()	()	()
Ms. Horgan	()	()	()	(x)
Ms. Lee	(x)	()	()	()
Mr. Murphy	(x)	()	()	()

Dated: March 30, 2011