



Legislation Details (With Text)

File #: 22-1105 **Version:** 1 **Name:** Resolution Calculating RUT 2022
Type: Resolution **Status:** Adopted
File created: 8/1/2022 **In control:** Finance
On agenda: 9/8/2022 **Final action:** 9/8/2022
Title: Dept/ Agency: Finance
Action: () Ratifying (X) Authorizing () Amending
Type of Service: Alternate Method of Calculating the Reserve for Uncollected Taxes
Purpose: Requesting the consent of the Division of Local Government Services to adjust the amount of Reserve for Uncollected Taxes required to be included in the City Budget.
Program Period: Budget Year 2022
Additional Information: A certified copy of this Resolution must be submitted to the Division of Local Government Services.

Sponsors: Patrick O. Council, Louise Scott-Rountree

Indexes:

Code sections:

| Date | Ver. | Action By | Action | Result |
|----------|------|-------------------|-----------------|--------|
| 9/8/2022 | 1 | Municipal Council | Motion to amend | Pass |
| 9/8/2022 | 1 | Municipal Council | Amend | Pass |

Dept/ Agency: Finance

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WHEREAS, N.J.S.A. 40A:4-41, enacted into law (P.L. 2010, c. 56), provides alternate methods of calculating the Reserve for Uncollected Taxes; and

WHEREAS, for any municipality in which tax appeal judgments have been awarded to property owners from action of the County Tax Board, pursuant to R.S. 54:3-21 *et seq.*, or the State tax court, pursuant to R.S. 54:48-1 *et seq.*, in the preceding fiscal year, the Governing Body of the municipality may elect to determine the reserve for uncollected taxes by using the average of the percentages of taxes levied which were received in cash by the last day of each of the three (3) preceding fiscal years. Election of this choice shall be made by resolution, approved by a majority vote of the full membership of the Governing Body prior to the introduction of the annual budget pursuant to N.J.S.A. 40A:4-5; and

WHEREAS, the City of Newark's Adjusted Average Tax Levy for the years 2019, 2020 and 2021 was 95.26%; and

WHEREAS, for the year 2022 the City of Newark will use 95.25% for the Reserve for

Uncollected Taxes; and

WHEREAS, the City of Newark has determined that it is advantageous for the City of Newark to utilize the method under N.J.S.A. 40A:4-41c(1).

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT by a majority vote of the full membership of the Newark Municipal Council, approves that the maximum percentage to be used for the reserve for uncollected taxes in the 2022 budget is 95.26% based on N.J.S.A. 40A:4-41c(1); and

BE IT FURTHER RESOLVED, that the Director of the Division of Local Government Services in the Department of Community Affairs, be and is hereby requested to give him/her written consent to allow the City of Newark to compute the Reserve for Uncollected Taxes pursuant to the provisions of N.J.S.A. 40A:4-41c(1); and

BE IT FURTHER RESOLVED, that the Acting City Clerk shall upload a certified copy of this Resolution on the FAST System for the Director of the Division of Local Government Services.

STATEMENT

This legislation authorizes the Municipal Council, by a majority vote of the full membership, to approve the use of an alternate method of calculating the Reserve for Uncollected Taxes, which will be beneficial for the City of Newark.