



Legislation Text

File #: 22-0788, Version: 1

Dept/ Agency: Finance

Action: () Ratifying (X) Authorizing () Amending

Purpose: Foreclosure of fifty-seven (57) properties.

List of Property:

(Address/Block/Lot/Ward)

See attached list in Exhibit A

Additional Information:

RESOLUTION AUTHORIZING THE IN-REM TAX FORECLOSURE OF (57) TAX SALE CERTIFICATES AND RELATED PROPERTIES.

WHEREAS, the City of Newark (the "City") is currently holding Tax Sale Certificates relating to fifty-seven (57) properties that represent the 2022 Tax Foreclosure List (Exhibit A); and

WHEREAS, in accordance with the In-Rem Foreclosure Act (1948), N.J.S.A. 54:5-104.29 et seq., and the laws amendatory and supplementary thereto for the eligible tax sale certificates, the City of Newark wishes to commence with In-Rem Foreclosure proceedings.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. The City of Newark shall commence with In-Rem Foreclosure proceedings, in accordance with the In-Rem Tax Foreclosure Act (1948), N.J.S.A. 54:5-104.29 et seq., and the laws amendatory and supplementary thereto, and pursuant to the rules governing civil practice in the Courts of the State of New Jersey for eligible tax sale certificates held by it, and the relating property, as listed on the 2022 Tax Foreclosure List (Exhibit A) appended hereto and made a part hereof. In the event that there are Federal Liens on the property, the City may Foreclose In-Personam with a Sheriff's sale to remove any Federal Liens.

2. The Tax Collector is the custodian of the Tax Foreclosure List, and shall perform the work required of the Tax Office, and the Law Department shall perform all legal processes that is necessary to foreclose the tax sale certificates for the fifty-seven (57) properties identified on the 2022 Tax Foreclosure List (Exhibit A) which will be certified to by the Tax Collector.

3. The amount to redeem as shown does not include the 2022 second half billing, and the interest shown is calculated to December 31, 2022, therefore upon redemption, the amount to redeem will be adjusted accordingly to the date of redemption, along with all fees and costs authorized by New Jersey State Statutes, Court Rules and Regulations.

4. The Corporation Counsel and/or his designee, with the written consent of the Tax Collector and/or her authorized designee, shall enter into consent orders or stipulations of dismissals where it is found that the actions were instituted erroneously or upon redemption, and The Tax

Collector and/or her designee is authorized to remove accounts for administrative reasons.

5. The amount due as shown on the attached Exhibit A does not include any other municipal charge that may be due. Any delinquent water and sewer charges, or other outstanding municipal charges shall be collected at the time of redemption. Payment will be accepted by Certified Bank Funds Only.

6. Upon redemption, the fees and costs incurred by the City of Newark as permitted by law shall be collected as follows:

- a. Eight Hundred Dollars and Zero Cents (\$800.00) will be assessed upon adoption of this resolution and collected upon redemption before Final Judgment is entered.
- b. An additional One Thousand Three Hundred Dollars and Zero Cents (\$1,300.00) will be assessed if redemption occurs after Final judgment is entered.

STATEMENT

This Resolution authorizes the In-Rem Tax Foreclosure of 57 Tax Sale certificates and related properties on the 2022 Tax Foreclosure List attached as Exhibit A.