

RESOLUTION NO. 20-47

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBURY
AUTHORIZING AGREEMENT REGARDING OUTSTANDING PAYMENTS BY
BURRIS POST ACUTE NETWORK WOODBURY URBAN RENEWAL, LLC TO THE
CITY OF WOODBURY**

WHEREAS, Burris Post-Acute Network Woodbury Urban Renewal, LLC is an Urban Renewal Limited Liability Company of the State of New Jersey having its principal office at 1120 Alps Road, Wayne, New Jersey 07470, herein designated as the "Entity."

WHEREAS, Entity and the City of Woodbury, hereinafter designated as the "City" entered into a Financial Agreement pursuant to the Long Term Tax Exemption Law, *N.J.S.A. 40A:20-1, et seq.*, on or about October 28, 2014, hereinafter the "PILOT"; and

WHEREAS, pursuant to *N.J.S.A. 40A:20-9(b)*, the PILOT granted an exemption from taxation on improvements in accordance with the provisions of *N.J.S.A. 40A:20-1, et seq.*, (the "LTTE") for a term of thirty (30) years from the date of receipt of a Certificate of Occupancy for the improvements, so long as the Entity and its project remained subject to the provisions of the LTTE, and in compliance with the PILOT; and

WHEREAS, pursuant to the PILOT, Entity was required to make payments to the City in the form of an Annual Service Charge on a quarterly basis consistent with the City's tax collection schedule in the amounts set forth in Exhibit C of the PILOT together with an Administrative Fee of 2% of the annual Service Charge; and

WHEREAS, Entity failed to make some of the 2018 and all of the 2019 Annual Service Charge and Administrative Fee payments; and

WHEREAS, on November 22, 2019, Entity was given formal notice pursuant to the PILOT to cure the default in payments; and

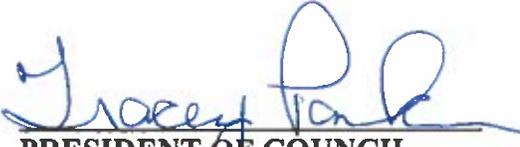
WHEREAS, Entity also failed to pay conventional ad valorem taxes on Block 154, Lot 8.01 through Lot 8.24 as set forth in the tax maps of the City of Woodbury; and

WHEREAS, the parties have come to an agreement as to a payment schedule for all past due Ad Valorem Taxes, Annual Service Charges and Administrative Fees together with interest and penalties thereon as set forth below; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Woodbury, County of Gloucester and State of New Jersey as follows:

The Mayor is hereby authorized to take any and all action and to sign the Agreement Regarding Outstanding Payments By Burris Post-Acute Network Woodbury Urban Renewal, LLC To The City of Woodbury

ADOPTED at the annual meeting of the Mayor and City Council of the City of Woodbury held January 7, 2020.


PRESIDENT OF COUNCIL

ATTEST: 
DANEEN D. FUSS
Clerk

Council Member	Ayes	Nays	Abstain	Absent
Councilwoman Carter	✓			
Councilman Fleming	✓			
Councilman Hagerty	✓			
Councilman Johnson	✓			
Councilman McIlvaine	✓			
Councilman Merinuk	✓			
Councilwoman Miller	✓			
Councilwoman O'Connor	✓			
Council President Parker	✓			
Mayor Floyd				

CERTIFICATION

I, Daneen D. Fuss hereby certify that the foregoing Resolution was adopted by the City Council, of the City of Woodbury, in the County of Gloucester and State of New Jersey at the annual reorganization meeting held on **January 7, 2020** at the Gloucester County Ceremonial Courtroom, 1 North Broad Street, Woodbury, New Jersey 08096.


Daneen D. Fuss
City Clerk