

**BOROUGH OF HILLSDALE**  
**RESOLUTION 17127**

**RESOLUTION AUTHORIZING REFUND OF INTEREST**

**WHEREAS**, Eric Kobayashi and Michelle Luce, 239 Kinderkamack Road, Block 1514, Lot 3, paid their 4<sup>th</sup> quarter 2016 taxes online on November 10, 2016, and their payment was rejected by the bank ; and

**WHEREAS**, no notification was given by the bank nor DataPointe, the online payment vendor, to either the taxpayer nor the Tax Collector, and the error was not discovered until the bank account was reconciled for the month on December 15, 2016; and

**WHEREAS**, the interest paid by the tax payer should have been charged to the date that the payment was rejected, November 17, 2016, but the tax payer paid interest in excess of what is fair in this instance; and

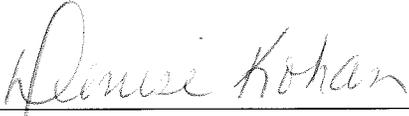
**WHEREAS**, per N.J.S.A. 54:4-99, the governing body of a municipality may, subject to the provisions of section 54:4-100 of this title, make such abatement, revision, alteration, adjustment and settlement of any past due taxes, assessments and other municipal charges, both of principal and of any and all interest and penalties thereon, as it shall deem equitable and just and be for the best interests of the municipality; and

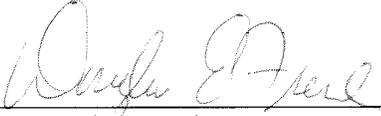
**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Borough of Hillsdale authorize the Tax Collector to credit Eric Kobayashi and Michelle Luce, \$37.98, excess interest charged on 4<sup>th</sup> quarter, to be credited to their tax account.

Council member	Motion	Second	Yes	No	Absent	Abstain	Recuse
DeRosa, Anthony			x				
Karcich, Scott			x				
Lundy, Abby	x		x				
Pizzella, Frank			x				
Ruocco, John		x	x				
Segalas, Steven			x				
Frank, Douglas							

Adopted: May 2, 2017

Attest:

  
Denise Kohan  
Acting Municipal Clerk

  
Douglas Frank  
Mayor