

Re: Opinion filed in Tax Appeal of BASF Corp. v. Township of Toms River for calendar years 2004 - 2018



Mark Dykoff

Feb 19

Brian Kubiel, Daniel Rodrick, + 5



BASF Corp v. Twp of Toms River - Cour...

PDF - 322 kB



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Daniel Rodrick

Feb 25

George E. Wittmann, Donald Guardian, + 2

Ken, Don, Tom and George

A number of months ago in executive session Don and Tom said the township was considering a redevelopment plan for the Ciba-Geigy property and that you were in talks

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9:10



From: Patricia Frost

Sent: Tuesday, February 19, 2019 8:56 AM

To: Thomas Kelaher; Donald Guardian; Anthony Merlino; David Roberts; Robert J. Chankalian; Mark Dykoff

Cc: Ken Fitzsimmons

Subject: Opinion filed in Tax Appeal of BASF Corp. v. Township of Toms River for calendar years 2004 - 2018

February 19, 2019

Good Morning:

For your review, Ken asked that I forward the attached Opinion filed in the Tax Court concerning BASF Corporation v. Twp. of Toms River for calendar years 2004 through 2018. Ken telephoned John Casey, Esq. to discuss possible appeal strategy. His preliminary recommendation is to file an appeal. The most expensive disbursement with the appeal is the cost of the hearing transcript. The Township previously agreed with BASF to share this cost because Ken said we knew one or both parties would probably appeal the decision.





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Daniel Rodrick

Feb 25

George E. Wittmann, Donald Guardian, + 2



Ken, Don, Tom and George

A number of months ago in executive session Don and Tom said the township was considering a redevelopment plan for the Ciba-Geigy property and that you were in talks with Jack Morris. Do you think you can bring us up-to-date in executive session? I'd like to know about any other meetings or discussions that have taken place. I believe it fits in with the tax appeal talks, but if not can we adjust the executive session agenda?

Thanks,

Dan Rodrick

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Donald Guardian

Feb 25

George E. Wittmann, Thomas Kelaher, + 2



Hi Dan

We connected Jack with BASF

In the meantime the judge has determined that 2004 to 2016, there was no value since no one would provide permits to build

Nonetheless that's when the township increased assessed value from 20 to 60 million

After there is a court settlementbi think you'll see interest in redeveloping 800 or so acres

We have also encouraged a solar company to engage BASF on some of the property surrounding the cells

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Daniel Rodrick

Feb 25

George E. Wittmann, Thomas Kelaher, + 2



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Daniel Rodrick

Feb 25

George E. Wittmann, Thomas Kelaheer, + 2



Ken, maybe you can weigh in on this? If we purchase the land that is not contaminated, would BASF still be responsible for taking care of the contaminated land? Can we discuss this in executive session? I'd like to know what the hurdles would be?

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Ken Fitzsimmons

Feb 26

Daniel Rodrick, George E. Wittmann, + 2



To All:

I have not discussed this issue with Jack Morris or anyone affiliated with him.

Ken

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