

# **Board of Assessment Appeals**

**Tuesday, March 18, 2008**

**7:00-9:00 p.m.**

## **Meeting Minutes**

**Town Hall, Assessor's Office**

1. Call Meeting to Order.

Mr. Ferrucci opened the meeting at 7:15 pm.

2. Hear and/or make decisions on Real Estate Appeals.

The BAA stated that they have not heard yet from Mr. Bochicchio regarding a rescheduling of his appeal hearing. He has not retrieved the certified letter and the BAA does not know if he has received the next letter sent via general mail. It is possible that Mr. Bochicchio may be out of town. The BAA will wait to make a decision on Mr. Bochicchio's appeal request until their final meeting, scheduled for Tuesday, March 25, 2008.

The BAA considered the information provided by the Assessor regarding questions the BAA posed concerning the GeoDesign appeal. The Assessor stated that he checked with the Town of Windsor Vt. and it was determined that no personal property declaration was submitted to that town; as it is not required. The Assessor also discussed the audit process regarding GeoDesign. The Assessor stated that he can issue a certificate of corrections for each audit year on a BAA decision this year. The Town would need to know the specific property in Middlebury for each of those years, in the right property class code and the date of acquisition for each item.

2. Hear and/or make decisions on Real Estate Appeals.

After some discussion and review the following motion was made:

A **motion** was made by Mr. Steve Ferrucci and seconded by Ms. Cykley that the BAA will grant GeoDesigns personal property appeal and accept the prepared booklet, by the company, containing the declarations and depreciation schedules for the years 2004, 2005 and 2006. The BAA directs the Assessor to refer to these submitted declarations and depreciation schedules to determine the appropriate personal property taxes, for the years indicated above, for GeoDesign. This motion was unanimously approved by the members.

The Clerk will send GeoDesign a certified letter of the decision of their appeal by Monday, March 24, 2008.

The Clerk informed the BAA that she received a telephone call from Mr. Zenuni regarding his appeal. At the Saturday, March 15, 2008 BAA meeting, the BAA denied Mr. Zenuni's appeal due to a "no show" status. Mr. Zenuni contacted the clerk upon certified mail receipt of the BAA's appeal decision. Mr. Zenuni stated that he marked the appointment time and date incorrectly on his calendar and wanted to know if he could reschedule his appointment.

After some discussion a **motion** was made by Ms. Cykley and seconded by Mr. Flanagan, Jr. to uphold the decision of a denial of this appeal due to a "no show" status, as determined on Sat. March 15, 2008. This motion was unanimously approved by the members. The BAA instructed the clerk to contact Mr. Zenuni, by telephone call, of this final decision.

The Clerk informed the BAA that she received a telephone call from Ms. Fabiano regarding her appeal and her request for reschedule. Ms. Fabiano did not retrieve her certified mail and therefore was responding to the letter sent to her via general mail for a reschedule. The Clerk has rescheduled Ms. Fabiano for an appeal hearing at 7:15 pm on Tues. March 25, 2008. The BAA agreed with this reschedule and requested their clerk to confirm this date and time with Ms. Fabiano.

Valentine: The BAA will conduct a walk through of Mrs. Valentine's house this evening and make a decision on her appeal at their next meeting (3/25/08).

Mendello: The BAA will make a decision on this appeal at their next scheduled meeting (3/25/08) in order to give Mr. Mendello time to conduct some analysis and bring present this data to the BAA.

3. Approve meeting minutes of Thursday, March 13, 2008.

A **motion** was made by Ms. Cykley and seconded by Mr. Flanagan, Jr. to accept the meeting minutes of Thursday, March 13, 2008 as submitted. This motion was unanimously approved by the members.

4. Payment of bills.

A **motion** was made by Ms. Cykley and seconded by Mr. Flanagan, Jr., to pay the clerking fees of week ending 3/22/08 as submitted. These fees include report generation for the 3/13/08 and 3/15/08 meeting minutes, the 3/18/08 meeting and the report generation of the 3/18/08 meeting minutes. This motion was unanimously approved by the members.

5. Comments from the Public.

There were no comments from the public at this evening's meeting.

6. Close of Meeting.

Mr. Ferrucci closed the meeting at 7:50 pm so that the BAA members could conduct their walk through of Mrs. Valentine's property. The BAA requested that the clerk remain at the office until 9 pm until the official close of the meeting session. No further business was conducted.

Respectfully submitted,

Janet P. von Kannewurff, recording Clerk, 3/19/08

CC:

Stephen R. Ferrucci, III, Chairman  
Marilyn Cykley  
Robert Flanagan, Jr.  
Town Assessor  
Town Clerk  
First Selectman