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DRAFT MINUTES: BOARD OF ABATEMENT MEETING OF FEBRUARY 21, 2019

The Board of Abatement of the Town of Morristown, notified and warned, met in the Conference Room at the Municipal Office Building, 43 Portland Street in said town on Thursday, February 21, 2019 at 6:40 P.M.

BOA Members present:

Justice of the Peace: Aimee Towne, Darcie Abbene, Donald Blake, Edward Wilson, Judy Bickford, Monte Mason, Peg Demars, Rhoda Bedell, Ronald Stancliff, Sam Guy, Shap Smith, Shelley Nolan, Siri Rooney & Urban Martin.

Listers: Duane Sprague & Richard Tomlinson

Clerk: Sara Haskins

Appellants present: none

- The meeting was called to order at 6:40 PM.
- The following were added to the agenda:
 - Approve Tax Grievance Hearing & Code of Conduct Policy
 - Approve Board of Abatement Hearing & Code of Conduct Policy
 - Abate consideration Santos & Cristina Tricomi (#09031)
- **Upon motion by Donald Blake and seconded by Peg Demars the minutes of the October 15, 2018 meeting were approved (16/0).**
- **Upon motion by Shap Smith and seconded by Peg Demars both the Tax Grievance Hearing & Code of Conduct Policy and the Board of Abatement Hearing & Code of Conduct Policy were approved (16/0).**
- Pursuant to Title 24 V.S.A § 1535, to consider abatement of real estate and personal property taxes assessed.
 - Black Diamond Barbeque (#90705): The appellant was not present. An abatement request form was presented asking for abatement due to manifest error requesting \$704.26 the total tax due for the FY18-19 original and supplemental tax bills. Attached to the request form was a letter explaining the actual value of the personal property. Richard Tomlinson gave a brief explanation of how business personal property is taxed in Morristown and that it is billed solely on

the honor system. Richard further reported that Jason Pacioni the owner of Black Diamond BBQ had come into the Listers Office and explained to Charlie McArthur (Lister) his confusion as to what was considered part of business personal property when he originally submitted his form. Richard presented copies of the blank business personal property forms to the Board. It was suggested that the form be updated to make it clearer for businesses submitting it.

Richard Tomlinson made a motion to abate the difference between the original value that was billed and the new value that was submitted. There was no second and Richard withdrew his motion.

Ronald Stancliff made a motion to table the question until Jason Pacioni was present to explain to the full Board of Civil Authority in person his abatement request. Motion seconded by Shap Smith. Motion failed (16/0).

Richard Tomlinson made a motion to abate \$579.94 of the original FY18-19 tax bill and \$11.88 of the supplemental FY18-19 tax bill plus interest being the value of the portion of taxes that was misreported on his originally submitted business personal property form under criteria #4 manifest error for Black Diamond Barbeque parcel ID#90705 located at 639 Morristown Corners Rd. Motion seconded by Donald Blake. Motion passed (12/4).

- Santos & Cristina Tricomi (#09031): The appellants were not present. An abatement request form was presented asking for abatement due to property lost or destroyed during the tax year for their supplemental FY 18-19 tax bill but there was no specific dollar amount requested. Clerk Haskins explained that the appellants were granted an abatement on October 15, 2018 on their original FY18-19 tax bill. Due to the FY 18-19 supplemental tax bill being produced after that date they are requesting that the supplemental taxes also be abated. The Listers stated the building was destroyed by a fire on July 28, 2018 and suggested the amount of \$12.17 be abated which represents the property tax amount due for eleven months of the building only of the FY18-19 supplemental tax bill.

Richard Tomlinson made a motion to abate \$12.17 of the FY18-19 supplemental property taxes under abatement criteria #5-taxes upon real or personal property lost or destroyed during the tax year for Santos & Cristina Tricomi parcel ID#09031 located at 2461 VT Rte 15E. Shap Smith seconded the motion. Motion passed (16/0)

With no other business, the meeting was adjourned at 7:52 PM upon motion by Shap Smith and seconded by Sam Guy.

Respectfully submitted and filed this 25th day of February 2019
Sara Haskins, Clerk- Board of Abatement

Please note all minutes are in draft form and are subject to approval at the next BOA meeting.