



## **\*\*Continuation of June 3rd hearing and new requests- Tax Abatement Committee Hearing - 5:30 p.m. 8/24/2021**

Tax Abatement Committee August, 24, 2021 - continuation of June 3, and June 30th 2021

### Minutes

Tuesday, August 24, 2021, 5:30 p.m. - Zoom Meeting & Queen City Conference Rm

Committee Members: Councilors Sarah Carpenter (SC) Chair, Mark Barlow (MB).

Committee Member not Present: Perri Freeman (PF)

Others Present: Jared Pellerin (JP), City Attorney's Office; John Vickery (JV), City Assessor; Kenneth Nosek (KN), Committee Administrator-City Assessor's Office; Martha Lang-taxpayer at large.

Petitioners Present: Joseph McNeil on behalf of BSD; William Forsyth; William Spencer,

No Show: no one from Fortieth Burlington was at hearing.

At 5:35 p.m. Chair Sarah Carpenter commenced the meeting.

### **Agenda:**

Motion to adopt by **MB**

Second by SC passed

### **Minutes Adopted:**

Motion to adopt by **MB**

Second by SC



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**Burlington School District-tenant/Devonwood Cherry Street Associates, LLC-owner, 044-2-014-001, 67 Cherry Street**

Legal Counsel for BSD, Joe McNeil spoke. BSD still in discussion with State of Vermont. City hopes not to incur payments for Education Rate if it is not paid to State by BSD. BSD will be satisfied by municipal abatement only.

Motion to recommend to abate FY 21 and FY22 municipal taxes based on manifestly unjust.

Motion made by MB

Second by SC

**William G. Forsyth, 033-3-036-000, 934 North Avenue; 045-1-106-000, 418-420 North Street; 045-1-113-000, 442 North Street**

Petitioner transferred funds to his account he uses for this payment and made the check on November 4, 2020 with evidence for same. He testified that he sent the check that day. The mail arrived to city postmarked November 27th – petitioner is unable to explain USPS late arrival. City has did not provide a position.

Motion to recommend to abate by MB

Second by SC

Manifestly unjust.

**Fortieth Burlington LLC, 053-2-010-000, 128 Lakeside Avenue**

City concurs there was a city error in processing the payment in a timely manner and that payment came in on time and not posted.



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Motion to recommend to abate by MB

Second SC

Manifestly unjust.

**William B. Spencer III, 045-2-117-000, 108 Buell Street**

ACH transfer city attempted on June 14, 2021. Spencer's ACH returned for insufficient funds. Only ACH returned out of 1,581 other ACH payments. Petitioner's testifies there was sufficient money in the account and that it was open to use. Petitioner did not support statements with any evidence from the financial institution his account is held within. Committee has requested evidence from petitioner for future hearing/meeting set for September 20, 2021.

Agenda item 1.02 to review "financial hardship" criteria was tabled until all committee members are present.

Public Forum open – Martha Lang was present and requested information about the Burlington School District's abatement and contract with Devonwood Cherry Street Associates, LLC.

**ADJOURNMENT**

Public meeting adjourned at 6:49 p.m.

Motion to Adjourn by **MB**

Second by SC

**Unanimous**

