

## May 14<sup>th</sup>, 2020 Town Board Minutes

Due to the COVID- 19 outbreak and strict guidelines the regular meeting of the Town Board was held on May 14<sup>th</sup>, 2020 at 9:00 AM for the purpose of paying bills to keep the Town operational. Present were Daniel Pemrick, Supervisor; MaryAnn Johnson, Rick Capasso, Kevin Veitch and Ty Stacey, Councilpersons. Also present were Mark Schachner, Town Counsel via Zoom; Justin Burwell, Superintendent of Highways and Joan Stunzi, Bookkeeper.

The meeting opened at 9:00 AM with the Pledge to the Flag. Supervisor Pemrick states after consulting with our Town Attorney, Mark Schachner we will not be voting on the resolution for the Champlain Hudson Power express project. We need to find out if the road being crossed is a road by use or a designated road.

### **RESOLUTION # 62-2020- GENERAL BILLS**

Motion: Johnson, C.

Seconded: Capasso, C.

**RESOLVED**, that the General Bills from #322-395 in the amount of \$55,241.95 be paid.

VOTE: Ayes: Pemrick, Johnson, Capasso, Veitch, Stacey

Noes: None

### **RESOLUTION # 63-2020- HIGHWAY BILLS**

Motion: Johnson, C.

Seconded: Stacey, C.

**RESOLVED**, That the Highway bills from #87-102 in the amount of \$159,094.96 be paid.

VOTE: Ayes: Pemrick, Johnson, Capasso, Veitch, Stacey

Noes: None

### **RESOLUTION # 64-2020 –PARKS BILLS**

Motion: Capasso, C.

Seconded: Johnson, C.

**RESOLVED**, That the Parks Bills from # 12-51 in the amount of \$14,539.57 be paid.

VOTE: Ayes: Pemrick, Johnson, Capasso, Veitch, Stacey

Noes: None

Mark Schachner, Town Counsel states that the Board needs to approve the resolution for assessment settlement for 464 Maple Ave.

May 14, 2020 continued

**RESOLUTION #65-2020- AUTHORIZE SETTLEMENT OF PROPERTY ASSESSMENT CASE 464  
MAPLE AVE LLC**

Motion: Johnson, C.  
Seconded: Veitch, C.

**WHEREAS**, 464 Maple Ave LLC (Petitioner), filed Article 7 Real Property Assessment case against the Town challenging the 2018 and 2019 assessments on real property located at 464 NYS Route 9, (Tax Map #153.13-1-40); and

**WHEREAS**, it appears to be in the best interests of the Town to avoid the significant costs that would result if the litigation continues and goes to trial; and

**WHEREAS**, the Town Assessor now recommends proposed settlement terms which have been negotiated with Petitioner and the School District; and

**NOW, THEREFORE, BE IT**

**RESOLVED**, That the Town Board hereby approves the proposed settlement of the tax assessment cases filed by the petitioner for the assessment years 2018 and 2019 as follows:

1) The assessment shall be reduced as follows:

	<u>Reduced Assessed Value</u>
<b>2018</b>	\$1,018,500
<b>2019</b>	\$ 966,000

2) Refunds shall be paid upon the assessment reduction; and

3) The assessed value for Tax Map Parcel # 153.13-1-40 shall be fixed at \$920,000 for 2020, 2021, 2022 and 2023 Assessment rolls unless the property is further improved or the assessment is subject to some other exception under Real Property Tax Law Section 727; and

**BE IT FURTHER, RESOLVED**, that refunds based upon the assessment reduction shall be paid without interest provided they are paid within sixty (60) days after Petitioner serves a copy of the filed Court Order approving the settlement, with Notice of Entry, on the Town together with Demand for Payment; and

**BE IT FURTHER, RESOLVED**, that the Town Board further authorizes and directs the Town Supervisor, Town Assessor and/or Town Counsel to execute settlement documents and take any additional steps necessary to effectuate the settlement in accordance with the terms of this Resolution.

Duly adopted this 14<sup>th</sup> day of May, 2020 by the following Votes:

VOTE: Ayes: Pemrick, Johnson, Capasso, Veitch, Stacey

Noes: None

Absent: None

May 14, 2020 continued

On a motion by Veitch, C. and seconded by Stacey, C. the meeting was adjourned at 9:07 AM.

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Town Clerk

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