

# ITEM 1

## Minutes County of Volusia Value Adjustment Board Special Session Meeting of 2021

On this 27<sup>th</sup> day of September, 2021, the Value Adjustment Board held its Special Session Meeting for the 2021 session. The meeting location, 123 W. Indiana Avenue, Council Chambers Suite 204, in Deland, Florida. The meeting is open to the public and notice pursuant to F.A.C. 12D-9.007. Chair, Ben Johnson, called the meeting to order at 8:46 a.m. The Deputy Clerk performed roll call, a quorum was present with the following members in attendance:

### Board Members

Ben Johnson

Barbara Girtman

Pat Patterson

Linda Cuthbert

### Board Legal Counsel

Aaron Thalwitzer, Esq.

### Deputy Clerk

Wanda Bailey

The first order of business is Item 1: Consent Agenda for Minutes for the following meeting:

#### 1. Organizational Meeting of 2021

The Chair asked if everyone reviewed the minutes; the board answered yes; any changes to the minutes, the board answered no and is there any objections to approve the minutes and the board answered no. The minutes were approved.

Next, Item 2: Public Participation

There were no public participation.

Next, Item 3: Certifications of Tax Roll Pursuant to section 193.122, F.S.

The Chair read into the record the First Certification of the VAB, Real property as presented by the Property Appraiser is \$39,172,043,030. He asked for a motion to approve. Pat Patterson made the motion to approve the Real property certification and was seconded by Linda Cuthbert. No objections. The motion carried. The First Certification of the VAB, Tangible Personal Property as presented by the Property Appraiser is \$3,504,579,979. He asked for a motion to approve. Pat Patterson made the motion to approve the Tangible Personal certification and was seconded by Linda Cuthbert. No objections. The motion carried. Centrally Assessed, the First Certification of the VAB, Centrally Assessed property as presented by the Property Appraiser is \$68,408,715. He asked for a motion to approve. Pat Patterson made the motion to approve the

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certification of Centrally Assessed and was seconded by Linda Cuthbert. No objections. The motion carried.

Next, Item 4: Meeting Reminder

The Final Board Meeting is January 10, 2022 with an alternate date of January 17, 2022. The reserved alternate date is a holiday and needs to be changed to January 24, 2022. Any objection to the change? The Board stated no.

Next, Item 5: Other Business

The prehearing checklist, rule 12D-9.014, F.A.C. Attorney Thalwitzer stated we were in compliance and ready to begin hearings. Proposal for Request for Reconsideration of Special Magistrate Recommendations, Attorney Thalwitzer stated this is something the board may take into consideration. It is a memorandum, as well as local rules, he composed to address the matter of after a special magistrate has made his recommendation, a petitioner or the property appraiser can request for reconsideration. There is really no rule governing it so where there is this gap, the board can put in place local procedures to handle this. His proposal is for the board to adopt the rules governing these requests for reconsideration. As it is now, there are no rules in place for the clerk nor the board attorney to address this matter. He stated the board does not have to take it up right now; they may want to consider it for next year. It is not an urgent matter but the problem is when we get a request for reconsideration, there are no rules in place and we do not know what to do. Each party have their say, we apply the law, the best we can, but we really don't have any other guidance than that. Other VABs have put in place these procedures. The board could adopt today if they want to but it is a significant change.

Mr. Patterson stated he reviewed the request and did not see any reason not to approve it. Mrs. Cuthbert had a question regarding 1.9 on page 25, "All requests for reconsideration and responses to same shall be emailed to the VAB clerk, VAB counsel, and to all designated email addresses of the other party." She stated some people do not have email, can we put in an alternative for them to mail. The attorney agreed and suggested to put in any authorized method. The Chair ask for a motion with the said changes. Mrs. Cuthbert made the motion to accept the procedures for reconsideration from Mr. Thalwitzer. Seconded by Mr. Patterson. The Chair stated all in favor, say I. All said I and no opposes. The motion carried.

Chair Johnson asked if there was any further business, hearing none he asked for a motion to adjourn. Mr. Patterson stated no motion needed to adjourn.

Next, Item 6: Adjournment

Chair Johnson adjourned the meeting at 8:58 AM.