# <u>VALUE ADJUSTMENT BOARD 2007 FINAL MEETING</u> <u>MINUTES OF MAY 8, 2008</u>

The Value Adjustment Board (VAB) of Indian River County, Florida, met in Building A, Room 102 in the County Administration Building, 1801 27<sup>th</sup> Street, Vero Beach, Florida, on Thursday, May 8, 2008. Present were Chairman Peter O'Bryan, Vice Chairman Gary C. Wheeler, Commissioner Wesley S. Davis, and School Board Members Karen Disney-Brombach and Debbie MacKay. Also present were County Attorney William G. Collins II, Property Appraiser David Nolte, Commercial Appraiser, Wayne Bibeau, Assessment Control Specialists Diana Beres, and Janine Hicks, and Deputy Clerk Maria Suesz, as Clerk to the Value Adjustment Board.

# 1. CALL TO ORDER

Chairman Peter O'Bryan called the meeting to order at 12:45 p.m.

# 2. INVOCATION

Commissioner Wesley Davis delivered the Invocation.

# 3. PLEDGE OF ALLEGIANCE

Board Member Debbie MacKay led the Pledge of Allegiance to the Flag.

## 4. APPROVAL OF MINUTES

MEETING OF FEBRUARY 25, 2008

ON MOTION by Commissioner Davis, SECONDED By Board Member MacKay, the Board unanimously approved the Minutes of February 25, 2008, as written.

# 5. ACTION ON SPECIAL MAGISTRATE'S RECOMMENDATIONS TO DENY RELIEF FOR PETITIONS 2007-0393, 2007-0394, 2007-0395, 2007-0396, AND 2007-0397

Information provided for review

### A. Special Magistrate Worksheets

Chairman O'Bryan reminded the Board that at their last meeting of February 25, 2008, they voted to not accept Special Magistrate John Robinson's recommendations to grant relief on the five subject properties, and granted a rehearing with a different Special Magistrate, and this meeting was the result of that rehearing.

Attorney William G. Collins II, stated that the Special Magistrate Michael Armbruster held the re-hearings for the subject petitions, and recommended to the Board to deny relief for all five petitions. Attorney Collins explained that Special Magistrate Armbruster wrote up findings on each petition specifically, and among his findings he wrote that the Agent Sheila Anderson did not have a method to support her argument. He wrote that the evidence included post-January 1<sup>st</sup> data, and it was difficult to organize it to overcome the Property Appraiser's presumption of correctness. Attorney Collins pointed out that although Agent Anderson did not show for the rehearing, the Special Magistrate did review the evidence that was presented by her at the first scheduled hearing.

ON MOTION by Commissioner Davis, SECONDED by Board Member Disney-Brombach, the Board unanimously approved the Special Magistrate Armbruster's recommendations to <u>deny</u> relief for Petitions 2007-0393, 2007-0394, 2007-0395, 2007-0396, and 2007-0397.

### **B.** Special Magistrate Invoice

ON MOTION by Commissioner Davis, SECONDED by Board Member Disney-Brombach, the Board unanimously approved payment of the invoice in the amount of \$1,328.08 payable to Appraisal Masters Incorporated.

### 6. PUBLIC INPUT

Attorney William G. Collins, II, alerted the Board that a committee substitute for House Bill 909 was passed, and that it has a lot of implications for VAB. It still had to go to the Governor for signature or veto. He reviewed some of the changes that were being considered and to be placed into effect September 1, 2008. Attorney Collins found the Bill confusing, and he felt there would have to be some discussion after the Bill is passed.

Property Appraiser Nolte "severely suggested" that the Board write to the Governor, asking him to veto this Bill, and Commissioner Wheeler asked the Property Appraiser to place this item on the agenda of the Board of County Commissioners meeting.

Discussion continued regarding how the County would be affected by additional unfunded mandates proposed in this Bill.

There was a CONSENSUS directing the Property Appraiser to provide the Chairman a summary letter, and to place this item on the agenda of the Board of County Commissioners' meeting.

### 7. ADJOURNMENT

There being no further business, the Chairman declared the meeting adjourned at 1:12 p.m.

ATTEST:

J. K. BARTON, CLERK

By: Maria & Suesz

Maria I. Suesz, Deputy Clerk

July 24, 2008

Peter D. O'Bryan, Chairman

Minutes Approved\_

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