

Town of Fairhaven  
Massachusetts  
BOARD OF ASSESSORS  
Meeting Minutes  
October 22, 2020

RECEIVED  
TOWN CLERK

2020 DEC 10 P 1:19

FAIRHAVEN,  
MASS.

**PRESENT:** Chair Ronnie Manzone, Board of Assessor; Pamela Davis, MAA, Board of Assessor - Excused; Ellis Withington, Board of Assessor; and Secretary & Principal Assessor, Delfino Garcia

**Present via Zoom:** Chair Ronnie Manzone; Board of Assessor Ellis Withington; and Secretary & Principal Assessor Delfino Garcia

This meeting was videotaped on Cable Access and Zoom meeting applications.

**MEETING TO COME TO ORDER:**

**RONNIE:** Chair Ronnie Manzone read the following statement:

"This Open Meeting of the Fairhaven Board of Assessors is being conducted remotely consistent with Governor Baker's Executive Order of March 12, 2020, due to the current State of Emergency in the Commonwealth due to the outbreak of the "COVID-19 Virus."

In order to mitigate the transmission of the COVID-19 Virus, we have been advised and directed by the Commonwealth to suspend public gatherings, and as such, the Governor's Order suspends the requirement of the Open Meeting Law to have all meetings in a publicly accessible physical location. Further, all members of public bodies are allowed and encouraged to participate remotely.

The Order, which you can find posted with agenda materials for this meeting allows public bodies to meet entirely remotely so long as reasonable public access is afforded so that the public can follow along with the deliberations of the meeting.

Ensuring public access does not ensure public participation unless such participation is required by law. This meeting will allow public comment related to the posted agenda items only. For this meeting, Fairhaven Board of Assessors is convening by telephone conference/video conference via Zoom App as posted on the Town's Website identifying how the public may join."

Call to order and reading of Open Meeting Law, M.G.L. Chapter 30A, Section 10(F).

Pursuant to the Open Meeting Law, any person may make an audio or video recording of this public meeting or may transmit the meeting through any medium. Attendees are therefore advised that such recordings or transmissions are being made whether perceived or unperceived by those present and are deemed acknowledged and permissible.

**CALLED THE MEETING TO ORDER:**

**RONNIE:** Can I have a motion from the board to open the session and call the meeting to order.

Motion made by: Ellis Withington

Any second? Ronnie Manzone

Any discussions? None

Hearing none we will now have a ROLL CALL.

**RONNIE:** *When I state your name please respond that you are present and in favor to the motion to call the meeting to order by stating "Aye":*

Pamela Davis N/A

Ellis Withington Aye

Ronnie Manzone Aye

All in favor of the motion 2 to 0

**RONNIE:** Announcing minutes will be taken by Delfino Garcia, Secretary & Principal Assessor is present. Please confirm and state your name.

Delfino Garcia responded Aye and stated his name.

**RONNIE:** The Chair will call the meeting to order of the Board of Assessors and the time right now is 5:13 p.m.

**MINUTES:**

**RONNIE:** Can I have motion from the board to disperse the reading of the minutes of the August 20, 2020 and September 24, 2020 meetings to be posted on the Assessor's Website.

Motion made by: Ellis Withington

Any seconded: Ronnie Manzone

Any discussions: None

Hearing none we will now have a ROLL CALL.

**RONNIE:** *When I state your name please respond with Aye in favor to the motion:*

Ellis Withington      Aye

Ronnie Manzone      Aye

All in favor of the motion    2      to    0

So moved to sign the meeting minutes of August 20, 2020 and September 24, 2020.

**EXECUTIVE SESSION MINUTES:**

**RONNIE:**      Can I have motion from the board to disperse the reading of the Executive Session minutes of the August 20, 2020 and September 24, 2020 meetings.

Motion made by:      Ellis Withington

Any second:            Ronnie Manzone

Any discussions:      None

Hearing none we will now have a **ROLL CALL**.

**RONNIE:**      **When I state your name please respond with Aye in favor to the motion:**

Ellis Withington      Aye

Ronnie Manzone      Aye

All in favor of the motion    2    to    0

So move to sign the executive meeting minutes of the August 20, 2020 and September 24, 2020 meetings.

**BILLS PAYABLE:**

**RONNIE:**      The following invoices are to be reviewed and to be accepted by the board.

- a. MAAO Dues - \$200.00
- b. MLS Reimbursement to Del Garcia in the amount of \$87.00

**RONNIE:**      Can I have motion from the board to accept the incurred expenses:

Motion made by: Ellis Withington

Any second: Ronnie Manzone

Any discussions: None

Hearing none we will now have a **ROLL CALL**.

**RONNIE:** *When I state your name please respond Aye in favor to the motion:*

Ellis Withington Aye

Ronnie Manzone Aye

All in favor of the motion 2 to 0

So moved to accept and sign the incurred expenses to date.

**WARRANTS:**

**RONNIE:** The following Warrants to be read:

Motor Vehicle & Trailer Excise – Commitment #5 in the amount of \$71,320.97

Motor Vehicle & Trailer Excise Re-Commitment #99C in the amount of \$55.04

**RONNIE:** Can I have motion from the board to accept the Warrant:

Motion made by: Ellis Withington

Any second: Ronnie Manzone

Any discussions: None

Hearing none we will now have a **ROLL CALL**.

**RONNIE:** *When I state your name please respond Aye in favor to the motion:*

Ellis Withington Aye

Ronnie Manzone Aye

All in favor of the motion 2 to 0

So moved to accept and sign the Warrants to date.

**MONTH END REPORTS:**

**RONNIE:** The following Month End Reports of abatements and exemption to be read:

- a. MVX Abatements - Batch October #1 with a Grand Total of \$2,347.39
- b. MVX Abatements - Batch September #3 with a Grand Total of \$1,516.42
- c. MVX Abatements Rescinded – Batch: September #2 deducting \$153.75

**RONNIE:** Can I have motion from the board to accept the Month End Report:

Motion made by: Ellis Withington

Any second: Ronnie Manzone

Any discussions: None

Hearing none we will now have a **ROLL CALL.**

**RONNIE:** *When I state your name please respond Aye in favor to the motion:*

Ellis Withington Aye

Ronnie Manzone Aye

All in favor of the motion 2 to 0

So moved to accept and sign the Month End Reports to date.

**BETTERMENTS:**

**RONNIE:** The following Betterment Payoffs to be read and signed by the Board:

Map 29 Lot 391 – Betterment Payoff in the amount of \$3,714.23

Map 43B Lot 138 – Betterment Payoff in the amount of \$1,150.80

Map 29C Lot 455 – Betterment Payoff in the amount of \$3,713.26

**RONNIE:** Can I have motion from the board to accept the Betterment payoffs:

Motion made by: Ellis Withington

Any second: Ronnie Manzone

Any discussions: None

Hearing none we will now have a **ROLL CALL**.

**RONNIE:** *When I state your name please respond with Aye in favor to the motion:*

Ellis Withington Aye

Ronnie Manzone Aye

All in favor of the motion 2 to 0

So moved to accept and sign the Betterment Payoffs to date.

**CORRESPONDENCE:**

**RONNIE:** We received correspondence from the Appellate Tax Board (ATB) pertaining to a case to be heard on 11/5/2020 to be discussed in Executive Session.

We received a correspondence from Atty Mike McGlone withdrawing his case from the Appellate Tax Board hearing on Map 27 Lot 11 dated October 15, 2020.

Letter from owner on 20 Yankee Lane to discuss rollback taxes dated October 5, 2020.

**NEW BUSINESS:**

**RONNIE:** None

**OLD BUSINESS:**

**RONNIE:** None

**CHAPTER LAND:**

**RONNIE:** Any Chapter Land renewals or new applications to be reviewed by the Board of Assessors will be in Executive Session.

There are none at this time.

**EXEMPTIONS:**

**RONNIE:** Any exemptions to be reviewed by the Board of Assessors will be in Executive Session.

The following exemptions will be reviewed:

17D - 1 to review in Executive Session

22 - 6 to review in Executive Session

22D - 1 to review in Executive Session

22E - 4 to review in Executive Session

Clause 41A - 2 to review in Executive Session

**APPELLATE TAX BOARD CASES:**

**RONNIE:** Any ATB cases to be reviewed by the Board of Assessors will be in Executive Session.

There will be 1 hearing scheduled in November.

There will be 1 hearing scheduled in December.

1 ATB case was settled

There are 22 open Appellate Tax Board cases to date.

**NOTES and ANNOUNCEMENTS:**

**RONNIE:** The next Board of Assessors will be: November 19, 2020 @ 5:00 PM.

**PRIOR TO THE EXECUTIVE SESSION:**

**RONNIE:** Prior to the Board of Assessors entering into Executive session, we will be discussing the following items:

1. Discuss 4 Plaza Way – the old Citizens Bank
2. Discuss Seaport Inn & Marina - 110 Middle Street

3. Review and Discuss Release of Lien and Lien for 279 Mill Road
4. Discuss 184 Main Street
5. Review ATB cases on the docket for hearings in the next 3 months
6. Discuss the Brave Act for Gold Star Parents MCLc59 s5 c122H

Other subjects of discussion or correspondence unable to be put on the agenda within the 48 hour rule will be discussed in the Executive session.

**EXECUTIVE SESSION Pursuant to MGL Ch. 30A ss 21(A): ADJOURNMENT**

**RONNIE:** Can I have a motion to adjourn the open session and enter in Executive Session and not return to Open Session pursuant to MGL c30A section 21(A)(7) and to review ATB matters pursuant to G.L. 30A section 21(a)(3) since discussion in public would be detrimental to the Town of Fairhaven Board of Assessors legal position.

**RONNIE:** Do I hear a motion:

Motion made by: Ellis Withington

Any second: Ronnie Manzone

Any discussions: None

Hearing none we will now have a **ROLL CALL**.

**RONNIE:** **When I state your name please respond with Aye in favor to the motion:**

Ellis Withington Aye

Ronnie Manzone Aye

All in favor of the motion 2 to 0

**RONNIE:** We will now go into the Executive Session and the time right now is 5:22 p.m.

(Attend to Executive Business)

**RONNIE:** Can I have a motion to adjourn from the Executive Session:

Motion made by: Ellis Withington



Any second: Ronnie Manzone

Any discussions: None

Hearing none we will now have a **ROLL CALL**.

**RONNIE:** *When I state your name please respond with Aye in favor to the motion:*

Ellis Withington Aye

Ronnie Manzone Aye

All in favor of the motion 2 to 0

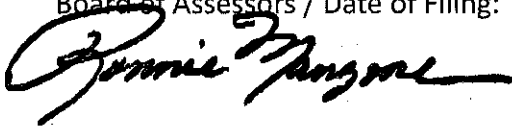
So moved to adjourn from the Executive Session.

**RONNIE:** Executive meeting adjourned at: 5:33 p. m.

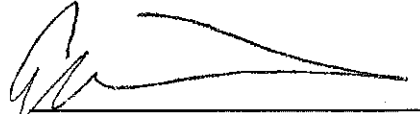
Respectfully submitted:

Delfino R. Garcia  
Principal Assessor  
Secretary  
Notary Public

Board of Assessors / Date of Filing: December 7, 2020



Ronnie Manzone, Chair  
Board of Assessors



Ellis Withington  
Board of Assessors