

MINUTES  
ALACHUA COUNTY 2015  
VALUE ADJUSTMENT BOARD  
MEETING

December 7, 2015 – 1:00 p.m.  
County Administration Building  
Grace Knight Conference Room - 2<sup>nd</sup> Floor  
12 Southeast First Street  
Gainesville, Florida

**PRESENT:** Commissioner Robert “Hutch” Hutchinson, Chair; Citizen member Ruben Ramos, Vice Chair; Commissioner Mike Byerly; School Board Member Gunnar Paulson and Citizen member Kirk Smith.

**ALSO PRESENT:** VAB Attorney Darden Yerkes, VAB Deputy Clerk Roseann Gilmore, VAB Deputy Clerk Deanne Williams, Property Appraiser Attorney Val Bates

1. Call to Order

**Chair Hutchinson called** the meeting to order at 1:00 p.m.

2. Approval of the Agenda

**Commissioner Byerly moved** to approve the agenda as amended. The motion carried 4-0 with Citizen member Smith out of the room.

3. Approval of minutes

**Citizen member Ramos moved** to approve April 6 and October 15 minutes. The motion carried 4-0 with citizen member Smith out of the room.

4. Findings of Fact –Deputy Clerk

**Agriculture Exemptions**

Petition #

2015-010-A  
2015-020-AD  
2015-022-AD  
2015-055-A  
2015-056-A

Magistrate Recommends to Grant

Michael Chapman and Virginia Day  
J.D. White  
George & Valerie Atohi  
Kevin R Powers  
Kevin R Powers

**Citizen member Ramos moved to approve the** Magistrate’s recommendation to grant Petitions 2015-010-A, 2015-020-AD, 2015-022-AD, 2015-055-A, and 2015-056-A.

Chair Hutchinson recognized John Dent and Michael Chapman, who spoke regarding the Magistrate’s decision.

Citizen member Ramos withdrew his motion.

It was the consensus of the VAB to vote on each petition separately.

**Citizen member Smith moved** to approve the Magistrate’s decision to grant 2015-010-A. The motion carried 5-0.

**Citizen member Ramos moved** to approve the Magistrate’s decision to grant Petition 2015-020-AD. The motion carried 5-0.

**Citizen member Ramos moved** to approve the Magistrate’s decision to grant Petition 2015-022-AD. The motion carried 4-1 with Commissioner Hutchinson in dissent.

Chair Hutchinson recognized George Atohi who spoke and answered questions regarding his Petition 2015-022-AD.

**Commissioner Byerly moved** to send back the recommendations for petitions 2015-055-A and 2015-056-A to the magistrate and have her re-write the recommendations and say that she is denying the agriculture classification based on the fact that the Property Appraiser was never given the proper documentation in the time frame specified and that it should not have been accepted into evidence.

**Citizen Ramos moved** a substitute motion to ask the Magistrate for clarification on whether the evidence provided during the hearing should have been accepted based on the fact that the petitioner failed to provide the evidence to the Property Appraiser in a timely manner.

**Citizen Ramos withdrew** his motion.

**Commissioner Byerly moved** to amend his original motion to recommend to the Magistrate that the request for the exemption be denied on the argument presented by the Property Appraiser in part 2 and requesting clarification from the Magistrate as to whether or not the Magistrate is under any obligation to exclude evidence presented outside of the time frame. The motion carried 5-0.

Petition #

Magistrate Recommends to Deny

2015-007-A  
2015-026-AD  
2015-033-AD

Charlie E. Buggs  
Linda J. Crump  
Lotow, Lotow & Lotow

2015-062-AD	Little Orange Lake Investors LLC
2015-063-AD	Little Orange Lake Investors LLC
2015-064-AD	Little Orange Lake Investors LLC
2015-065-AD	Little Orange Lake Investors LLC
2015-066-AD	Little Orange Lake Investors LLC
2015-067-AD	Little Orange Lake Investors LLC
2015-068-AD	Little Orange Lake Investors LLC
2015-069-AD	Little Orange Lake Investors LLC
2015-070-AD	Little Orange Lake Investors LLC

**Commissioner Byerly moved** to approve the Magistrate’s recommendation to deny the Petitions 2015-007-A, 2015-026-AD, 2015-033-AD, 2015-062-AD, 2015-063-AD, 2015-064-AD, 2015-065-AD, 2015-066-AD, 2015-067-AD, 2015-068-AD, 2015-069-AD, and 2015-070-AD. The motion carried 5-0.

### Homestead

<u>Petition #</u>	<u>Magistrate Recommends to Grant</u>
2015-027-HD	Ary J. Lamme III

**School Board member Paulson moved** to approve the Magistrate’s recommendation to grant Petition 2015-027-HD. The motion carried 5-0.

<u>Petition #</u>	<u>Magistrate Recommends to Deny</u>
2015-009-H	Karen Sieg
2015-021-HD	Nancy Tonnelier
2015-028-HD	Sandra McClure Lamme Life Estate
2015-041-HD	H O Palmer III
2015-049-HD	Normandee Smith
2015-075-HD	Julie Nelson
2015-104-H	Lew Welge

**Citizen member Smith moved** to approve the Magistrate’s decision to deny Petitions 2015-009-H, 2015-021-HD, 2015-028-HD, 2015-041-HD, 2015-049-HD, 2015-075-HD and 2015-104-H. The motion carried 5-0.

### Organizational

<u>Petition #</u>	<u>Magistrate Recommends to Grant</u>
2015-015-OD	Academy for Five Element Acupuncture
2015-016-OD	Academy for Five Element Acupuncture
2015-164-OD	LifeSouth Community Blood Centers

2015-165-OD	LifeSouth Community Blood Centers
2015-166-OD	LifeSouth Community Blood Centers
2015-167-OD	LifeSouth Community Blood Centers
2015-168-OD	LifeSouth Community Blood Centers

**Citizen member Smith moved** to approve the Magistrate’s decision to grant Petition 2015-015-OD and 2015-016-OD. The motion carried 5-0.

Chair Hutchinson recognized John Dent who spoke regarding the motion.

**Citizen member Smith moved** to approve the Magistrate’s decision to grant Petitions 2015-164-OD, 2015-165-OD, 2015-166-OD, 2015-167-OD and 2015-168-OD. The motion carried 5-0.

<u>Petition #</u>	<u>Magistrate Recommends to Deny</u>
2015-029-OD	Shands Teaching Hospital
2015-030-OD	Shands Teaching Hospital
2015-052-OD	National Center for Construction Education
2015-053-OD	National Center for Construction Education

Chair Hutchinson recognized Attorney for Petitioner Kent Safriet, Patrice Boyes and John Dent to speak regarding petitions 2015-052-OD and 2015-053-OD.

**Citizen member Ramos moved** to approve the Magistrate’s decision to deny Petition 2015-052-OD. The motion carried 5-0.

**School Board member Paulson moved** to approve the Magistrate’s decision to deny Petition 2015-053-OD. The motion carried 3-2 with Commissioners Byerly and Hutchinson opposing.

**Citizen member Ramos moved** to call the question. The motion carried 4-1 with Commissioner Byerly opposing.

**Citizen member Smith moved** to approve the Magistrate’s decision to deny Petition 2015-029-OD and 2015-030-OD. The motion carried 5-0.

5. Authorize the Chair to sign the Decision of the VAB (Form DR-485-V) for each of the final decisions made by the VAB.

**Citizen member Byerly moved** to authorize the Chair to sign form DR-486V for each of the Petitions approved today. The motion carried 5-0.

6. Attorney Magistrate – Darden Yerkes, VAB Attorney

**Citizen member Ramos moved** to approve the hiring of Lee Carlin first and Elizabeth Young second for the vacant VAB attorney Magistrate position. The motion carried 5-0.

7. Board Terms – Darden Yerkes, VAB Attorney

VAB Attorney Yerkes stated the members are appointed by the BOCC and the School Board each year and the citizen members can be re-appointed each year.

8. Public Comment

9. Adjourned at 1:51 p.m.