

ACTION MINUTES
SAN BENITO COUNTY BOARD OF SUPERVISORS
sitting as the
COUNTY BOARD OF EQUALIZATION
(Special Session)
ASSESSMENT APPEAL HEARINGS
THURSDAY, JULY 7, 2005

1:30 P.M.

The San Benito County Board of Supervisors sitting as the County Board of Equalization met in the Board Chambers on the above date to hear changed assessments appeals.

Supervisors Marcus, De La Cruz, Botelho and Monaco were present. Supervisor Loe was absent. Also present was Senior Board Clerk Linda Churchill, Interim County Counsel Claude Biddle representing the Board, and Deputy Counsel Irma Valencia representing the Assessor.

Assessor Tom Slavich, Assistant Assessor Cheryl Tyler and Appraisers Roy Lewis and Monty Bryan were present.

Chairman Reb Monaco presided.

The Board adjourned as the Board of Supervisors and reconvened as the County Board of Equalization.

Senior Board Clerk Linda Churchill administered an oath to Agent Ross Boudine, Assessor Tom Slavich, Assistant Assessor Cheryl Tyler, Appraisers Monty Bryan and Roy Lewis

- 1) **Applicant: BERTRAM BERNIS**
APN(s) 051-12-0-044 & 051-12-0-045-0 Filed on 7/31/03 & 8/9/04 for Tax Years 2003-2004 & 2004-2005
The applicant withdrew this appeal on June 29, 2005.
- 2) **Applicant: BAT UNLIMITED PARTNERSHIP**
APN 053-37-0-032-0 Filed on 9/15/03 & 11/17/04 for Tax Years 2003/2004 & 2004/2005

BOARD ACTION: *Upon motion made by Supervisor Marcus and seconded by Supervisor Botelho denied request for postponement and denied appeal due to lack of appearance by the applicant or applicant's agent, PROTAX. (4-0 vote.)*

- 3) **Applicant: GENERAL CHEMICAL CORPORATION / GEN TEK**
APN 051-15-2-005-0 Filed on 9/17/01 for 2001/2002 Tax Year; APN 051-15-2-005-0 Filed on 3/4/02 for 2000/2001 Tax Year (Due to audit for 1998/1999 Tax Year); Assessor Acct. No. 12-04495-01 Filed on 3/4/02 for 2000/2001 Tax Year (Due to audit on Personal Property for the 2000/ 2001 Tax Year); APN

051-15-2-005-0 Filed on 3/4/02 for 2000/2001 Tax Year (Due to audit on Real Property for the 2000/2001 Tax Year; and,
Gen Tek, Inc. APN 051-15-2-005-0 Filed on 9/18/02 for 2002/2003 Tax Year.
(The above referenced applications for changed assessment for General Chemical Corporation / GEN TEK were continued from the August 26, 2003 scheduled hearings.)

Agent Ross Boudine, International Appraiser Services, was present on behalf of applicant and presented their case.

Assessor Tom Slavich, Assistant Assessor Cheryl Tyler and Appraiser Monty Brian presented their case on behalf of the Assessor's Office. Five (5) exhibits were handed out for the records by the Assessor and staff.

The Board asked questions and deliberated.

BOARD ACTION: *Upon motion made by Supervisor Marcus and seconded by Supervisor Botelho upheld the Assessor's valuation and denied the appeal. (4-0 vote.)*

4) Applicant: KMART CORP. / COOLIDGE GROUP

APN's: 08-004210-LO (2002-2003) Filed on 9/16/02; 057-23-0-025-0 (2002-2003) Filed on 9/16/02; 12-0034982-00 (2002-2003) Filed on 9/16/02; 057-23-0-025-0 (2001-2002) Filed on 9/24/01; 12-003498-00 (1999/2000-2000/2001-2001/2002) Filed on 9/20/01 & 1/28/02.

(The above referenced applications for changed assessment for KMART Corp. / Coolidge Group were continued from the May 13, 2003 scheduled hearings.)

BOARD ACTION: *Upon motion made by Supervisor Botelho and seconded by Supervisor Marcus accepted withdrawal of the above listed assessment appeals which were continued from the May 13, 2005 scheduled hearings. (4-0 Vote)*

APN's: 12-003498-00 (2003/2004-2004/2005) Filed on 9/16/03 & 11/02/04; 08-004210-LO (2003/2004-2004/2005) Filed on 9/16/03 & 11/02/04; 057-23-0-025-0 (2003/2004-2004-2005) Filed on 12/05/03 & 12/3/04 *(A request for continuance and extension of time for hearing pursuant to R&T Code Section 1604(c) has been received.)*

BOARD ACTION: *Upon motion made by Supervisor Marcus and seconded by Supervisor Botelho granted continuance for the above listed assessment appeals (2003/2004 and 2004/2005). (4-0 vote.)*

The vote of each member of the Board of Supervisors sitting as the County Board of Equalization upon each matter at the foregoing hearings, unless otherwise stated, are as follows:

AYES: Don Marcus, Jaime De La Cruz, Anthony Botelho, Reb Monaco
NOES: None

ABSENT: Pat Loe

REB MONACO, CHAIRMAN

San Benito County Board of Supervisors
sitting as the
County Board of Equalization

ATTEST:

John R. Hodges

Clerk of the Board of Supervisors
sitting as the
County Board of Equalization

BY:

Linda Churchill

Senior Board Clerk