

**Wayland Board of Assessors
Executive Session
Monday July 13, 2015**

Attendance: Chair S. Rufo, J. Brodie, C. Kane, Z. Ventress, D. Hill, Director of Assessing E. Brideau, Assistant Assessor Denise Ellis and Administrative Assessor Jessica Marchant.

Purpose: The session was called at 7:45pm on Monday July 13th, 2015 by a unanimous roll call vote of the BOA as permitted by MGL Chapter 30A, Section 21a(3) to provide a status update and discuss strategy with respect to Pending Appellate Tax Board Cases: a. MCI WorldCom Network Services, b. MCI Communications Services, c. Verizon New England Inc.

Director Brideau stated the MCI WorldCom and MCI Communications cases are currently outstanding in Wayland from 2003-2015. The commissioner has combined the cases. We have been approached by the MCI attorney with a settlement offer. The offer is for Wayland to pay out a total amount of \$2,000.00 and not pay any of the accumulated interest. The MCI attorney stated there is \$11,599.00 of exposure. Director Brideau believes there is \$18,000.00 in tax exposure combined over the years. The hearing is scheduled for October 19th.

J. Brodie asked what the pros and cons are for accepting the settlement. Director Brideau stated that these cases have been outstanding for a long time. We have lost these cases in the past and have had to also pay the interest due. She has received stacks of pages of interrogatories that will require responses before the October hearing. There will be legal fees incurred for the hearing as well as for assistance in filling out the interrogatories. We have been holding out the money for so long and this will close out some years of overlay. J. Brodie stated that this will only wipe out the past- the cases will continue for FY16.

Z. Ventress moved to accept the settlement offer from MCI WorldCom Network Services and MCI Communications Services of \$2,000.00 from 2004-2015. D. Hill seconded.

Discussion:

J. Brodie asked which accounts, specifically, the money will come from. Director Brideau stated she will divide the \$2,000.00 over the fiscal years affected.

Roll call vote: C. Kane-yes, Z. Ventress-yes, J. Brodie-yes, D. Hill-yes, S. Rufo-yes.

Director Brideau gave a status report on the case with Verizon New England Inc. The cases are pending from 2010 forward. RRC advised maintaining 20% of the tax amount in the overlay budget.

J. Brodie moved to come out of executive session at 7:57pm.

Roll call vote: C. Kane-yes, Z. Ventress-yes, J. Brodie-yes, D. Hill-yes, S. Rufo-yes.