

TOWN OF PLATTSBURGH
TOWN BOARD ORGANIZATIONAL MEETING
January 5, 2023

Resolution No.023-027

Plattsburgh Holiday Inn
v. Town of Plattsburgh

WHEREAS, Plattsburgh Holiday Inn, LLC and the Town of Plattsburgh are desirous of having certain assessment issues resolved as to properties owned by Plattsburgh Holiday inn, LLC in the Town of Plattsburgh; and

WHEREAS, a settlement proposal resolving pending tax certiorari litigation was recommended by the Vincelette Law Firm, special counsel to the Town of Plattsburgh, and reviewed by the Plattsburgh Town Board at its regular monthly meeting; and

WHEREAS, such a proposed settlement would present the parties with an expeditious and economic alternative to further litigation so as to resolve issues between the parties; and

WHEREAS, the Town Board has determined that the proposed settlement is in the best interests of the Town; now

THEREFORE, BE IT RESOLVED, that the Town Board does hereby accept a proposed settlement for the 2021 and 2022 tax certiorari proceedings filed by Plattsburgh Holiday Inn, LLC in which the 2021 proceeding shall be discontinued and the 2022 assessed values of the subject property shall be reduced as follows:

<u>Year</u>	<u>Parcel No.</u>	<u>Prior Assessed Value</u>	<u>Revised Assessed Value</u>	<u>Reduction</u>
2022	206.4-3-14	\$4,100,000	\$3,800,000	\$300,000

and it is further

RESOLVED, that RPTL 727 shall apply to the 2022 value of \$3,800,000 and will affect the 2023, 2024 and 2025 assessed values; and it is further

RESOLVED, that Plattsburgh Holiday Inn, LLC shall waive any refunds from the school district for the payment of taxes based on the 2022 assessment but will be entitled to a refund of excess taxes paid to the Town/County based upon the above revisions; and it is further

RESOLVED, that the Town Board does hereby adopt this resolution to end the litigation between Plattsburgh Holiday Inn, LLC and the Town of Plattsburgh as to the above referenced assessment.

Motion:

Seconded by:

Discussion:

Yes **No** **Absent** **Carried** **Tabled**

Thomas E. Wood
Barbara E. Hebert
Charles A. Kostyk
Dana M. Isabella
Michael S. Cashman