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February 27, 2009

Alderman Michael Murphy, Chair
Finance & Personnel Committee
Room 205 – City Hall

Alderman Ashanti Hamilton, Chair
Judiciary & Legislation Committee
Room 205 – City Hall

Re: Common Council File No. 081289 regarding
Contingent Fund Appropriation to Pay

Dear Committee Chairmen:

This matter was placed on file on February 10, 2009. We respectfully ask that this matter be taken from the file at your March 3, 2009 meeting. We make this request because we have new information for you to consider that should be discussed in closed session.

As noted previously, these matters are Wis. Stat. § 74.37 actions for property tax refunds for three large apartment complexes in the City of Milwaukee. This office, in conjunction with the Commissioner of Assessments, has negotiated a proposed settlement with these plaintiffs for appropriate refunds for their 2006, 2007 and 2008 assessments. This will result in a total refund from the City in the amount of \$134,949.23 if paid on or before March 31, 2009. Additional interest will be due if the principal amount is paid after that date.

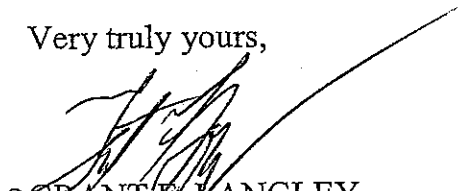
We are hereby requesting approval of this settlement and a Contingent Fund appropriation for the payment of this settlement. This has been previously discussed with Commissioner of Assessments Mary Reavey and Budget Director Mark Nicolini. We would respectfully request that the proposed settlement be scheduled in closed session for hearing at the Judiciary & Legislation Committee meeting on March 12, 2009, and that the Contingent Fund appropriation be scheduled for the Finance & Personnel Committee meeting in closed session on

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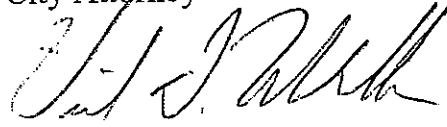
March 20, with the request for consideration by the full Common Council at its meeting on March 25, 2009.

Please do not hesitate to contact the undersigned if you have any questions or concerns about this matter.

Very truly yours,



GRANT E. LANGLEY
City Attorney



VINCENT D. MOSCHELLA
Deputy City Attorney

VDM:dms

c: Mary Reavey
Pete Weissenfluh
Mark Nicolini
Jeff Osterman
Jim Owczarski

1056-2007-2936:143179

bc: Linda Elmer
Terry MacDonald