

**TEARMAN SPENCER**  
City Attorney

**CELIA M. JACKSON**  
Special Deputy City Attorney

**ODALO J. OHIKU**  
**ROBIN A. PEDERSON**  
**YOLANDA Y. MCGOWAN**  
**TODD FARRIS**  
Deputy City Attorneys

**CITY OF  
MILWAUKEE**  
**Office of the City Attorney**

Milwaukee City Hall Suite 800 • 200 East Wells Street • Milwaukee, Wisconsin 53202-3551  
Telephone: 414.286.2601 • TDD: 414.286.2025 • Fax: 414.286.8550

**PATRICIA A. FRICKER**  
**HEIDI WICK SPOERL**  
**GREGG C. HAGOPIAN**  
**KATHRYN Z. BLOCK**  
**THOMAS D. MILLER**  
**JEREMY R. MCKENZIE**  
**PETER J. BLOCK**  
**JENNY YUAN**  
**ALLISON N. FLANAGAN**  
**HEATHER H. HOUGH**  
**ANDREA J. FOWLER**  
**PATRICK J. MCCLAIN**  
**ELLENY B. CHRISTOPOULOS**  
**HANNAH R. JAHN**  
**JULIE P. WILSON**  
**GREGORY P. KRUSE**  
**JAMES M. CARROLL**  
**MEIGHAN M. ANGER**  
**ALEXANDER R. CARSON**  
**ALEX T. MUELLER**  
**ALEXANDER COSSI**  
**LISA A. GILMORE**  
**NICHOLAS R. SINRAM**  
**TAVISS K. SMITH**  
**KATHERINE A. HEADLEY**  
**ANTHONY JACKSON**  
Assistant City Attorneys

October 12, 2021

To the Honorable Common Council  
Of the City of Milwaukee  
Room 205 – City Hall

RE: Resolution authorizing settlement of claims in the lawsuit entitled  
*833 Buena Vista Tierra Investors LLC v. City of Milwaukee*

Dear Council Members:

Enclosed please find a resolution recommending settlement of the above-referenced cases, which we ask be introduced and referred to the Committee on Judiciary and Legislation with the below recommendation.

In the above-referenced lawsuit, 833 Buena Vista Tierra Investors LLC (“833 Buena Vista”) claimed the City excessively assessed the downtown 833 East office building and violated Article VIII, section I of the Wisconsin Constitution (“Uniformity Clause”) for tax years 2019-2020. 833 Buena Vista seeks a tax refund of approximately \$360,000 plus interest and costs.

After reviewing new information submitted by 833 Buena Vista during the pendency of litigation, 833 Buena Vista and the City Assessor have agreed to settle 833 Buena Vista’s claims relative to its 2019-2020 assessments for \$127,363.61. Although the City must initially pay the \$127,363.61 in full, following chargebacks from other taxation districts, the City’s final outstanding liability will be approximately \$42,000.

In consultation with the City Assessor, the City Attorney now recommends settlement of this matter for the proposed refund, inclusive of all interest and costs.

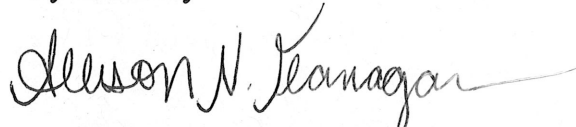


Honorable Common Council  
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In exchange for this settlement and payment, 833 Buena Vista will stipulate to dismiss the case.

Very truly yours,

  
TEARMAN SPENCER  
City Attorney

  
ALLISON N. FLANAGAN  
Assistant City Attorney

Enclosure  
1056-2020-776:276898