



Legislation Details (With Text)

**File #:** 050524      **Version:** 1

**Type:** Resolution      **Status:** Passed

**File created:** 9/7/2005      **In control:** JUDICIARY & LEGISLATION COMMITTEE

**On agenda:**      **Final action:** 9/27/2005

**Effective date:**

**Title:** Substitute resolution authorizing the return of real estate located at 939 W. Burleigh St., in the 6th Aldermanic District of the City of Milwaukee to its former owner upon payment of all city and county tax liens and any special improvement bonds, with all interest and penalty thereon and all costs as sustained by the City in foreclosing and managing said real estate. (Francis Johnson-Howell)

**Sponsors:** THE CHAIR

**Indexes:** IN REM JUDGMENTS

**Attachments:** 1. Request for Vacation of In Rem Judgment.PDF, 2. Fiscal Note.pdf, 3. City Treasurer's Reply.PDF, 4. DNS Reply.pdf, 5. DCD Letter, 6. Health dept letter

Date	Ver.	Action By	Action	Result	Tally
9/7/2005	0	COMMON COUNCIL	ASSIGNED TO		
9/12/2005	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
9/15/2005	1	CITY CLERK	DRAFT SUBMITTED		
9/19/2005	0	JUDICIARY & LEGISLATION COMMITTEE	RECOMMENDED FOR ADOPTION	Pass	5:0
9/27/2005	1	COMMON COUNCIL	ADOPTED	Pass	15:0
10/6/2005	1	MAYOR	SIGNED		

Number  
050524

SUBSTITUTE 1  
THE JUDICIARY AND LEGISLATION COMMITTEE

Substitute resolution authorizing the return of real estate located at 939 W. Burleigh St., in the 6th Aldermanic District of the City of Milwaukee to its former owner upon payment of all city and county tax liens and any special improvement bonds, with all interest and penalty thereon and all costs as sustained by the City in foreclosing and managing said real estate. (Francis Johnson-Howell)

Permits return of property owned by the City under conditions imposed by s. 304-49-6-c, Milw. Code of Ordinances

Whereas, The property located at 939 W. Burleigh St., previously owned by Francis Johnson-Howell, has delinquent taxes for 2002 and was foreclosed upon pursuant to Sec. 75.521, Wis. Stats., and a fee simple absolute was obtained in favor of the City of Milwaukee dated July 25, 2005; and

Whereas, Francis Johnson-Howell would like to reclaim said property by paying all City and County real estate taxes, plus accrued interest and penalties to date of payment, and all costs as sustained by the City in the foreclosing and management of said property since July 25, 2005; and

Whereas, Francis Johnson-Howell has agreed to pay all related city charges up until the point that the property

is returned, as well as all charges and conditions which are detailed in the letters submitted by the Department of Neighborhood Services, Department of City Development, the Health Department and the Treasurer's Office, as though set forth in this resolution; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that in order to return the property at 939 W. Burleigh St., a cashier's check must be submitted in the amount indicated by the City Treasurer within forty-five (45) calendar days of the adoption of this resolution; and, be it

Further Resolved, That the City Attorney is then authorized to enter into a stipulation with the former owner to reopen and vacate the City's judgment in Milwaukee County Circuit Court Case No. 05-CV-002643 known as the 2005-01 In Rem Parcel 271, securing the court's order and recording said order with the Milwaukee County Register of Deeds; and, be it

Further Resolved, That if the above delinquent taxes, interest, and penalties are not paid within forty-five (45) calendar days of the adoption of this resolution, this process becomes null and void.

CC CC

lme

8/31/05