



Legislation Details (With Text)

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

**File created:** 9/1/2020      **In control:** COMMON COUNCIL

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**Effective date:**

**Title:** Substitute resolution authorizing the return of real estate located at 1917 W. Atkinson Avenue, in the 6th Aldermanic District, to its former owner Shaun Bender.

**Sponsors:** THE CHAIR

**Indexes:** IN REM JUDGMENTS

**Attachments:** 1. Order to Vacate, 2. DNS Letter 9.14.20.pdf, 3. Sept 11 Treasurer, 4. DCD Letter.pdf, 5. City Attorney Letter, 6. Notice for Oct 5th, 7. City Treasurer Letter updated 10/1/20, 8. Dept of Neighborhood Services for 10/5 meeting, 9. City Attorney Letter re Bender 10-2-20.pdf

Date	Ver.	Action By	Action	Result	Tally
8/24/2020	0	COMMON COUNCIL	ASSIGNED TO		
9/2/2020	1	CITY CLERK	DRAFT SUBMITTED		
9/4/2020	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
9/4/2020	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
9/14/2020	0	JUDICIARY & LEGISLATION COMMITTEE	HELD TO CALL OF THE CHAIR	Pass	5:0
10/5/2020	1	JUDICIARY & LEGISLATION COMMITTEE	RECOMMENDED FOR ADOPTION	Pass	5:0
10/13/2020	1	COMMON COUNCIL	ADOPTED	Pass	15:0
10/22/2020	1	MAYOR	SIGNED		

200577  
 SUBSTITUTE 1  
 THE CHAIR

Substitute resolution authorizing the return of real estate located at 1917 W. Atkinson Avenue, in the 6th Aldermanic District, to its former owner Shaun Bender.

This resolution authorizes the return of real estate located at 1917 W. Atkinson Avenue, in the 6th Aldermanic District, to its former owner, Shaun Bender, under conditions imposed by s. 304-50 of the Code of Ordinances. Whereas, The property located at 1917 W. Atkinson Avenue, previously owned by Shaun Bender, has delinquent taxes for 2018-2019 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 15, 2020 200577; and

Whereas, Shaun Bender would like to reclaim this 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 15, 2020; and

Whereas, Shaun Bender has agreed to pay all related city charges up until the point that the property is returned, as well as all other charges, and meet all conditions which are detailed in the letters submitted by the

Department of Neighborhood Services, the Department of City Development, the Health Department and the Treasurer's Office, the City Attorney'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 1917 W. Atkinson Avenue, a cashier's check must be submitted in the amount indicated by the City Treasurer within thirty 30 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 2020-CV-001982. Known as the 2020-1 In Rem Parcel 88, securing the court's order and recording said order with the Milwaukee County Register of Deeds; and, be it

Further Resolved, That if the current levy-year installment taxes and all prior levy-year delinquent taxes inclusive of accrued interest and penalties due through the month of payment, plus all related City charges incurred through date of payment, are not paid within 30 days of the adoption of this resolution, this process becomes null and void.

CC CC

Joanna Polanco

September 2, 2020