



Legislation Details (With Text)

**File #:** 131772      **Version:** 0

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

**File created:** 4/2/2014      **In control:** JUDICIARY & LEGISLATION COMMITTEE

**On agenda:**      **Final action:** 4/22/2014

**Effective date:**

**Title:** Resolution authorizing settlement of Walgreen Co. v. City of Milwaukee in the amount of \$3,747,541.

**Sponsors:** THE CHAIR

**Indexes:** SUITS PAYMENT, SUITS SETTLEMENT

**Attachments:** 1. Walgreens Settlement Agreement, 2. Letter to the Mayor

Date	Ver.	Action By	Action	Result	Tally
4/2/2014	0	COMMON COUNCIL	ASSIGNED TO		
4/9/2014	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
4/14/2014	0	JUDICIARY & LEGISLATION COMMITTEE	RECOMMENDED FOR ADOPTION	Pass	4:0
4/22/2014	0	COMMON COUNCIL	ADOPTED	Pass	13:1
4/28/2014	0	MAYOR	SIGNED		

131772  
ORIGINAL

THE CHAIR

Resolution authorizing settlement of Walgreen Co. v. City of Milwaukee in the amount of \$3,747,541.

This resolution authorizes the settlement of all outstanding excessive assessment claims and lawsuits against the City by Walgreen Co. Milwaukee County Case No. 11CV12120.

Whereas, The City of Milwaukee has assessed various Walgreens stores in the City of Milwaukee for the years 2010-2013; and

Whereas, Walgreens has objected to those assessments as excessive; and

Whereas, Walgreens has filed Wis. Stats. sec. 74.37 lawsuits against the City; and

Whereas, The City and Walgreens have exchanged professional appraisal reports; and

Whereas, There have been court decisions in other jurisdictions that have rejected the same appraisal method used by the City; and

Whereas, The City and Walgreens have each decided to compromise their claims against the other; and

Whereas, The City will refund property taxes to Walgreens of \$3,747,541 in return for a full release of all Walgreens pending claims against the City; and

Whereas, The City will recoup approximately 68% of its tax refund to Walgreens from the other taxing jurisdictions; now, therefore, be it

Resolved, That the City Assessor and the City Attorney are authorized to obtain and execute an appropriate settlement and release from Walgreens; and, be it

Further Resolved, That the Comptroller is authorized to refund property taxes in the amount of \$3,747,541 to Walgreens in exchange for the settlement and release.

City Attorney  
Vincent D. Moschella  
Deputy City Attorney  
March 27, 2014  
201732/1056-2011-2260

Clerical Correction -- JRO -- 04/08/14