



Legislation Details (With Text)

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File created: 12/1/2009 **In control:** JUDICIARY & LEGISLATION COMMITTEE

On agenda: **Final action:** 12/22/2009

Effective date:

Title: Resolution to authorize a partial refund of 2008 real estate taxes levied against Milwaukee Turners, 1030-40 North 4th Street.

Sponsors: THE CHAIR

Indexes: TAX CANCELLATIONS

Attachments: 1. Fiscal Note, 2. Cover Letter, 3. Settlement Agreement, 4. Hearing Notice List

| Date | Ver. | Action By | Action | Result | Tally |
|------------|------|-----------------------------------|--------------------------|--------|-------|
| 12/1/2009 | 0 | COMMON COUNCIL | ASSIGNED TO | | |
| 12/8/2009 | 0 | JUDICIARY & LEGISLATION COMMITTEE | HEARING NOTICES SENT | | |
| 12/14/2009 | 0 | JUDICIARY & LEGISLATION COMMITTEE | RECOMMENDED FOR ADOPTION | Pass | 5:0 |
| 12/22/2009 | 0 | COMMON COUNCIL | ADOPTED | Pass | 14:0 |
| 1/6/2010 | 0 | MAYOR | SIGNED | | |

091077
ORIGINAL

THE CHAIR

Resolution to authorize a partial refund of 2008 real estate taxes levied against Milwaukee Turners, 1030-40 North 4th Street.

This resolution authorizes payment of \$3,833.10 plus interest on the tax refund at the rate of 9.6% from January 31, 2009 through the date of payment of the refund Milwaukee, Wisconsin, tax key number 361-0520-000-X according to the settlement agreement of a Section 74.35 lawsuit, Case No. 09-CV-010728.

Whereas, Milwaukee Turners, Inc. has filed a Wis. State Statute 74.35 lawsuit against the City of Milwaukee for allegedly excessive assessment of its property; and

Whereas, The City Assessor's Office has received the appropriate information to determine the eligibility for exemption for 2008 and 2009 for a portion of the property; and

Whereas, The parties have entered into a settlement agreement to settle the above referenced lawsuit for the amount of \$3,833.10, plus interest on the tax refund at the rate of 9.6% from January 31, 2009 through the date of payment of the refund, said payment to be made by January 31, 2010; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the proper city officers are authorized and directed to issue a City check in the amount of \$3,833.10, plus interest at the rate

agreed, said amounts to be charged to the Remission of Taxes Fund, 0001 Org 9990 Program 0001 Sub-class S163 Account 006300; and, be it

Further Resolved, That for and in consideration of the above-referenced payment, plaintiff and its attorney will provide to the City a release of any and all claims relating to this assessment and a stipulation and order for dismissal of the pending court actions.

Assessor's Office

mpr/kat

11/20/09

Clerical correction to analysis -- jro -- 1/11/10