



Legislation Details (With Text)

**File #:** 230612      **Version:** 0  
**Type:** Resolution      **Status:** Passed  
**File created:** 9/1/2023      **In control:** COMMON COUNCIL  
**On agenda:**      **Final action:** 9/19/2023  
**Effective date:**

**Title:** Resolution authorizing settlement of claims in two lawsuits entitled 312 E Wisconsin BLDG, LLC v. City of Milwaukee.

**Sponsors:** THE CHAIR

**Indexes:** SUITS SETTLEMENT

**Attachments:** 1. Fiscal Impact Statement.pdf

Date	Ver.	Action By	Action	Result	Tally
9/1/2023	0	COMMON COUNCIL	ASSIGNED TO		
9/11/2023	0	JUDICIARY & LEGISLATION COMMITTEE	RECOMMENDED FOR ADOPTION	Pass	5:0
9/19/2023	0	COMMON COUNCIL	ADOPTED	Pass	14:0
9/28/2023	0	MAYOR	SIGNED		

230612  
ORIGINAL

THE CHAIR

Resolution authorizing settlement of claims in two lawsuits entitled *312 E Wisconsin BLDG, LLC v. City of Milwaukee*.

This resolution authorizes settlement of claims raised by Plaintiff, WWB Development II, LLC, in the lawsuits entitled *312 E Wisconsin BLDG, LLC v. City of Milwaukee*, Milwaukee County Case No. 2022CV3383 and 2023CV4589, for the total amount of \$13,950.36.

Whereas, Plaintiff filed lawsuits against the City entitled *312 E Wisconsin BLDG, LLC v. City of Milwaukee*, Milwaukee County Case No. 2022CV3383 and 2023CV4589, for the partial refund of property tax previously paid, on the basis that its 2021-2022 property tax assessments were excessive and violated Article VIII, section I of the Wisconsin Constitution (“Uniformity Clause”); and

Whereas, Plaintiff has similar objections to its 2023 assessments and further litigation is imminent; and

Whereas, Plaintiff has agreed to settle the claims raised in the above-referenced lawsuits and pending objection for the total amount of \$13,950.36; and

Whereas, the City Attorney recommends that the City of Milwaukee settle this lawsuit and resolve these claims now; now, therefore, be it

Resolved, by the Common Council of the City of Milwaukee, the City Attorney is authorized to enter into a settlement agreement between the City of Milwaukee and the Plaintiff referred to herein and to execute and approve all documents and take all action necessary to carry out the terms and

conditions of said agreement; and be it

Further Resolved, that in compliance with the City Attorney's direction, the proper City officers be and hereby are authorized and directed to issue a City check, as soon as practicable in full and final settlement of the claims referenced above, to be charged to the 2023 Remission of Taxes Special Purpose Account No. 0001-9990-S163-006300, in the sum of \$13,950.36 and made payable to 312 E Wisconsin BLDG, LLC, with a mailing address c/o Sara Rapkin, Reinhart Boerner van Deuren, 1000 North Water Street, Suite 1700, Milwaukee, WI 53202, in final settlement of these claims and lawsuits; and be it

Further Resolved, that for and in consideration of the above-referenced payment, the Plaintiff will provide to the City a release of claims relative to its assessments as well as stipulations and proposed orders to dismiss the claims raised in the pending court actions.

City Attorney

Hannah R. Jahn

August 25, 2023