

CITY OF MADISON, WISCONSIN

REPORT OF THE CITY ATTORNEY

AUTHOR: Jason Donker

DATED: March 5, 2026

TO THE MAYOR AND COMMON COUNCIL:

RE: Don M. Millis, Reinhart Boerner Van Deuren s.c. for Walgreen Co. (Tax Parcels 0710-061-2935-0) - excessive assessment- \$12,963.

Claimant, Walgreen Co., claims a refund for excessive real property tax pursuant to Wis. Stat. § 74.37 for their 2025 taxes for their property located at 2909 East Washington Avenue. The claimant alleges that the assessed value should be no higher than \$2,435,750 for 2025, and the property taxes should be no higher than \$45,442. The Claimant seeks a refund of \$12,963 plus interest.

The City Assessor valued the property at \$3,130,600 for tax year 2025. The Claimant challenged the 2025 assessment before both the Boards of Assessors and Review, and they each sustained the assessment. The 2025 real property taxes were \$58,405.45. The Claimant also alleges that the assessed value of the property established by the Office of the Assessor and sustained by the Board of Review violates Article VIII, Section 1 (“Uniformity Clause”) of the Wisconsin Constitution.

I have consulted with the Office of the Assessor, and we are of the opinion that the Board of Review determined the appropriate assessed value for 2025.

For the foregoing reasons, I recommend denial of the subject claim.

NOTE: This claim was received on January 29, 2026, and pursuant to Wis. Stat. § 74.37(3)(a) if no action is taken on this claim by the Common Council within ninety (90) days of filing the claim, it is considered disallowed.

Respectfully submitted,

Electronically Signed By:
Jason Donker

Jason Donker
Assistant City Attorney