

CITY OF MADISON, WISCONSIN

REPORT OF THE CITY ATTORNEY

AUTHOR: Jaime L. Staffaroni

DATED: March 3, 2021

TO THE MAYOR AND COMMON COUNCIL:

RE: EXCESSIVE ASSESSMENT: Don M. Millis, Reinhart Boerner Van Deuren, S.C., attorney for Madison East Partnership, LLC – \$76,190

Claimant Madison East Partnership, LLC is claiming a refund for excessive real property tax pursuant to Wis. Stat. § 74.37 for their 2020 taxes for their property located at 116 Milky Way. The claimant alleges that the assessed value should be no higher than \$5,616,196 for 2020, and the property taxes should be no higher than \$126,181. The Claimant is seeking a refund of \$76,190 plus interest.

Claimant has filed suit on the 2019 assessment in Dane County Circuit Court case number 2020CV001287, which is currently still pending.

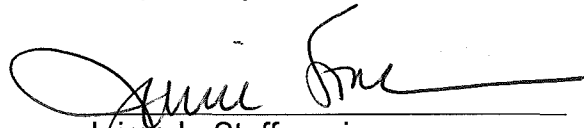
For 2020, the assessed value of the property was set by the Assessor at \$9,506,000. The Claimant challenged the assessment before the Board of Review and they reduced the value to \$9,007,300. The taxes for 2020 were \$202,370.95. The Claimant also alleges that the assessed value of the property established 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 2020.

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

Note: This claim was received on January 28, 2021, 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,



Jaime L. Staffaroni
Assistant City Attorney