

# KENOSHA COUNTY

## BOARD OF SUPERVISORS

RESOLUTION NO.

Subject: RESOLUTION AUTHORIZING CONVEYANCE OF PROPERTY LOCATED AT 11713 212 <sup>TH</sup> Ave., BRISTOL, WI TO JOHN SIMMERS; PARCEL 37-4-121-312-0272	
Original X    Corrected <input type="checkbox"/> 2nd Correction <input type="checkbox"/> Resubmitted <input type="checkbox"/>	
Date Submitted:	Date Resubmitted:
Submitted By: Finance Committee	
Fiscal Note Attached <input type="checkbox"/>	Legal Note Attached <input type="checkbox"/>
Prepared By: John F. Moyer Senior Assistant Corporation Counsel	Signature:

WHEREAS, Kenosha County acquired title to property formerly owned by John Simmers that is located at 11713 212<sup>th</sup> Ave. (parcel in the Village of Bristol, Wisconsin through a tax deed issued on August 26, 2019; and

WHEREAS, Kenosha County served a 28 Day Notice To Vacate Premises on the occupant of the property on September 4, 2019 and initiated eviction proceedings on October 29, 2019; and

WHEREAS, John Simmers has objected to the issuance of a tax deed against his property stating that there is a defect in the groundwork of the tax, and his representatives have signed affidavits stating that his assessment is faulty and based upon a renovation which could not be completed due to health issues which precluded the use of funds toward the renovation; and

WHEREAS, Colonel Robert H. Hashimoto, one of those representatives, indicated during citizen's comments at a Finance Meeting held November 12, 2019, that John Simmers is willing and able to pay all delinquent taxes, interest, penalties, and costs associated with the foreclosure and eviction actions; and

WHEREAS, The eviction proceedings against John Simmers have not yet been concluded, with the result that John Simmers continues to reside at the property; and

WHEREAS, John Simmers will suffer a financial loss from the taking of his property pursuant to the tax deed.

NOW THEREFORE BE IT RESOLVED that the Kenosha County Board of Supervisors authorizes the conveyance of the property located at 11713 212<sup>th</sup> Ave, Bristol, Wisconsin to John Simmers by quit claim deed upon payment of the delinquent taxes, interest, penalties and costs incurred by the County in connection with the acquisition and disposal of the property; and

Resolution Re: authorization for transfer of tax deeded land by quit claim deed to John Simmers.

BE IT FURTHER RESOLVED that the County Clerk, the County Treasurer, the Corporation Counsel, and such other county employees and officials as may be necessary are directed to take the steps necessary to convey the property to John Simmers by quit claim deed.

Respectfully submitted by:

FINANCE COMMITTEE

Aye    No    Abstain

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Terry Rose, Chairman

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Ron Frederick, Vice Chair

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Jeffrey Gentz

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Jeff Wamboldt

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John O'Day

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Edward Kubicki

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John Poole

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