

ORDINANCE NO. 18-12

AN ORDINANCE RELATING TO CONFIDENTIALITY OF INCOME AND EXPENSE RECORDS

WHEREAS, Wisconsin Statutes require municipalities to provide by ordinance for the confidentiality of certain information about income and expenses that is provided to the city assessor.

NOW, THEREFORE, the Common Council of the City of Platteville, Grant County, Wisconsin, do ordain as follows:

Section 1. Section 3.13 of the Code of Ordinances is hereby amended to add a subsection (f) as follows:

(f) Income and Expense Records.

- (1) **Requirement to Supply Information.** No person may appear before the Board of Review, testify to the Board by telephone or object to a valuation, if that valuation was made by the assessor or the objector using the income method; unless the person supplies to the assessor all of the information about income and expenses, as specified in the manual under Wis. Stat. § 73.03(2a), that the assessor requests.
- (2) **Confidentiality of Information.** Whenever the assessor, in the performance of his or her duties, requests and obtains income and expense information pursuant to Wis. Stat. § 70.47(7)(af), or any successor statute thereto, such income and expense information that is provided to the assessor shall be held confidential by the assessor, except, however, that such information may be disclosed to and used by persons in the discharge of duties imposed by law, in the discharge of duties imposed by office including, but not limited to, use by the assessor in performance of official duties of the assessor's office and use by the Board of Assessors and Board of Review in performance of their official duties, or pursuant to order of a court. Income and expense information provided to the assessor under Wis. Stat. § 70.47(7)(af), unless a court determines that it is inaccurate, is, pursuant to Wis. Stat. § 70.47(7)(af), Wis. Stats., not subject to the right of inspection and copying under Wis. Stat. § 19.35(1).

Section 2. This ordinance shall take effect upon passage and publication as provided by law.

Approved and adopted by the Common Council of the City of Platteville on a vote of 7 to 0 this 13th day of November, 2018.

CITY OF PLATTEVILLE



By: Eileen Nickels, Council President



Attest:



Candace Koch, City Clerk

Published: 11/21/18

Requested By: Candace Koch, City Clerk
Drafted By: William S. Cole, City Attorney
Approved As To Form By: William S. Cole, City Attorney

REDLINE SUMMARY OF AMENDMENTS TO EXISTING SECTIONS

3.13 BOARD OF REVIEW. (a) Members. Pursuant to Section 70.46 of the Wisconsin Statutes, the Board of Review for the City of Platteville shall consist of five residents of the City.

(b) Appointment. Such members shall be appointed by the Council President, subject to confirmation of the Common Council and shall hold office as members of the board for a term of five years and until their successors are appointed and qualified, commencing on July 1 in the particular year for which appointed; provided however, that the initial appointments of such members shall be for periods of one, two, three, four and five years, respectively.

1. No member of the Board on completion of his or her term shall be eligible for reappointment thereon until at least a period of one year shall have intervened between said terms as such Board member, but this provision shall not apply to a Board member who fills the unexpired term of a previous member.

(c) Officers. The members of the Board of Review shall elect a chairman for each annual session thereof, which election shall be held at the first annual meeting of the board. The City Clerk shall be the Clerk of the Board of Review and shall keep an accurate record of all its proceedings and give the notices of meetings and adjournments as provided for by statute.

(d) Compensation. The members of the Board of Review shall receive compensation from the City in such amount as shall be fixed by resolution of the Council for each day the board is in session for the purpose of hearing and considering testimony or in making their report and determination.

(e) Objections to Valuations. Persons objecting to the amount or valuation of property shall comply with Wisconsin Statutes Section 70.47. Objections shall be submitted on forms approved by the Department of Revenue and shall include stated valuations of the property in question.

(f) Income and Expense Records.

1. Requirement to Supply Information. No person may appear before the Board of Review, testify to the Board by telephone or object to a valuation, if that valuation was made by the assessor or the objector using the income method; unless the person supplies to the assessor all of the information about income and expenses, as specified in the manual under Wis. Stat. § 73.03(2a), that the assessor requests.

2. Confidentiality of Information. Whenever the assessor, in the performance of his or her duties, requests and obtains income and expense information pursuant to Wis. Stat. § 70.47(7)(af), or any successor statute thereto, such

income and expense information that is provided to the assessor shall be held confidential by the assessor, except, however, that such information may be disclosed to and used by persons in the discharge of duties imposed by law, in the discharge of duties imposed by office including, but not limited to, use by the assessor in performance of official duties of the assessor's office and use by the Board of Assessors and Board of Review in performance of their official duties, or pursuant to order of a court. Income and expense information provided to the assessor under Wis. Stat. § 70.47(7)(af), unless a court determines that it is inaccurate, is, pursuant to Sec. 70.47(7)(af), Wis. Stats., not subject to the right of inspection and copying under Wis. Stat. § 19.35(1).