

LRB-FISCAL REVIEW SECTION ANALYSIS

JUDICIARY AND LEGISLATION COMMITTEE

ITEM 1, FILE # 021687

MARCH 17, 2003

MARK A. RAMION

File #021687 is a substitute resolution authorizing settlement of a lawsuit entitled Pelczynski, et al v July, et al, Case No. 02-CV-004479.

Background

This resolution authorizes settlement of the lawsuit entitled Pelczynski, et al v July, et al, in the amount of \$22,500.

Discussion

1. The City Attorney recommends the settlement of this case under the terms agreed upon.
2. This lawsuit stems from an incident that occurred on August 1, 2000 involving an off-duty Milwaukee police officer and the claimant.
3. This settlement includes the payment of the specified amount to the claimant and the Law Offices of Ronald Bornstein as full and final resolution of this case. The payment of damages includes attorney's fees, medical bills and pain and suffering.

Fiscal Impact

1. The total amount of this resolution is \$22,500, to be expended from the 2003 Damages and Claims Special Purpose Account, funded at \$2.4 million.
2. On March 14, 2003, the 2003 Damages and Claims SPA had a balance of \$1,459,042. Upon approval of this resolution and File # 021667 considered at this meeting, the 2003 balance in this SPA will be \$1,421,542 (40% expended).
3. The multi-year settlement payment (\$600,000) to the Brotherhood of Firefighters accounts for the significant expenditures from this SPA to date.

Prepared by: Mark A. Ramion, X8680
LRB-Fiscal Review Section
March 14, 2003

Cc: Marianne Walsh
W. Martin Morics
Grant Langlely
Susan Lappen
Barbara Woldt