

April 26, 2001

To the Honorable Common Council
of the City of Milwaukee
Room 205, City Hall

**Re: Resolution authorizing settlement of Fair Labor Standards
Act action entitled Colorez, et al. v. City of Milwaukee,
Case No. 98-C-1195 (U.S. Dist. Ct. E.D. Wis.)**

Dear Council Members:

Enclosed please find a resolution authorizing payments to plaintiffs and their attorneys in accordance with the Final Settlement Agreement for the above-referenced court case. A copy of the negotiated Settlement Agreement, captioned "Final Settlement Agreement," with two attachments (Attachments A and B), also is enclosed. The Final Settlement Agreement is tentatively to be introduced for Common Council approval on May 8, 2001, and Common Council approval of the present resolution (authorizing payments in accordance with the terms of that agreement) obviously is contingent upon actual and prior approval (again, tentatively on May 8) of that agreement. We ask that the Final Settlement Agreement be attached to the file for this matter.

The City Attorney recommended settlement of Case No. 98-C-1195, a Fair Labor Standards Act case filed by 28 plaintiffs in the Department of Public Works, and with Common Council approval of the Final Settlement Agreement, it is incumbent upon the City to issue payments in accordance with that agreement. The City Attorney therefore recommends Common Council approval of the present resolution, which authorizes payment of the sums set forth in the Final Settlement Agreement. If the Council wishes further discussion of the terms of

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this settlement and the underlying reasons therefore, the City Attorney requests that the Finance and Personnel Committee do so in closed session.

Very truly yours,

DONALD L. SCHRIEFER
Assistant City Attorney

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