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September 24, 2007

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

Re: Resolution to approve settlement agreements in the matters of *Art Ketchman, et al v. City of Milwaukee, et al*, United States District Court Case Number 05-C-558, and *Gregory Baur, et al v. City of Milwaukee, et al*, United States District Court Case Number 05-C-1133.

Dear Council Members:

Enclosed please a resolution to approve settlement agreements in the matters of *Art Ketchman, et al v. City of Milwaukee, et al*, United States District Court Case Number 05-C-558, and *Gregory Baur, et al v. City of Milwaukee, et al*, United States District Court Case Number 05-C-1133. Copies of the proposed settlement agreements are also enclosed.

These lawsuits have been consolidated and are pending in the United States District Court for the Eastern District of Wisconsin. There are eleven plaintiffs who are, or were, lieutenants in the Milwaukee Police Department. They raise the same claims that had been involved in the matter of *Steven J. Alexander, et al v. City of Milwaukee*, Case No. 03-C-611; namely, allegations that were discriminated against based on race and gender in connection with opportunities for promotion to Captain of Police. The Council approved settlement of the *Alexander* case in Common Council file number 070463. These settlements provides that the City will pay \$50,000 to each of the eleven plaintiffs, for a total of \$550,000 to cover all claims that could have been brought, including back pay, compensatory damages, punitive damages, pension loss and other benefits, attorney fees and costs. There is no admission of liability.

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The City Attorney requests referral to the Judiciary and Legislation Committee for a meeting in closed session for purposes of conferring with the City Attorney pursuant to §19.85(1)(g), followed by open session for action as part of the regular agenda.

Very truly yours,

GRANT F. LANGLEY

City Attorney

MIRIAM R. HORWITZ

Assistant City Attorney

Enc.

MRH/MRH

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