



Legislation Details (With Text)

**File #:** 160291      **Version:** 0  
**Type:** Resolution      **Status:** Passed  
**File created:** 6/14/2016      **In control:** COMMON COUNCIL  
**On agenda:**      **Final action:** 7/6/2016

**Effective date:**

**Title:** Resolution appropriating up to \$968,331.75 from the 2016 Common Council Contingent Fund for payment of judgment, interest and court-mediated settlement of attorney’s fees, costs and expenses regarding litigation entitled Six Star Holdings, LLC and Ferol, LLC v. City of Milwaukee.

**Sponsors:** THE CHAIR

**Indexes:** MUNICIPAL LIABILITY

**Attachments:** 1. City Attorney Letter, 2. Budget response, 3. Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
6/14/2016	0	COMMON COUNCIL	ASSIGNED TO		
6/27/2016	0	FINANCE & PERSONNEL COMMITTEE	HEARING NOTICES SENT		
6/27/2016	0	FINANCE & PERSONNEL COMMITTEE	HEARING NOTICES SENT		
6/29/2016	0	FINANCE & PERSONNEL COMMITTEE	RECOMMENDED FOR ADOPTION	Pass	5:0
7/6/2016	0	COMMON COUNCIL	ADOPTED	Pass	14:1
7/14/2016	0	MAYOR	SIGNED		

160291  
ORIGINAL

THE CHAIR

Resolution appropriating up to \$968,331.75 from the 2016 Common Council Contingent Fund for payment of judgment, interest and court-mediated settlement of attorney’s fees, costs and expenses regarding litigation entitled *Six Star Holdings, LLC and Ferol, LLC v. City of Milwaukee*.

Common Council resolution file number 160292, authorizes payment of judgment, interest and mediated settlement of attorney’s fees, costs and expenses in the lawsuit entitled *Six Star Holdings, LLC and Ferol, LLC v. City of Milwaukee*, Case No. 10C893 in the United States District Court for the Eastern District of Wisconsin and in the United States Court of Appeals for the Seventh Circuit Case Nos.15-1672 and 15-3418. This resolution authorizes the appropriation of up to Nine Hundred and Sixty-Eight Thousand, Three Hundred and Thirty-One and 75/100 dollars (\$968,331.75) from the 2016 Common Council Contingent Fund for payment of judgment, interest and court-mediated settlement of attorney’s fees, costs and expenses regarding litigation entitled *Six Star Holdings, LLC and Ferol, LLC v. City of Milwaukee*, Case No. 10C893 in the United States District Court for the Eastern District of Wisconsin and in the United States Court of Appeals for the Seventh Circuit Case Nos.15-1672 and 15-3418.

Whereas, Common Council File No. 160292, authorizes payment of the judgment and settlement of the litigation for *Six Star Holdings, LLC and Ferol, LLC v. City of Milwaukee*, Case No. 10C893 in the United States District Court for the Eastern District of Wisconsin and in the United States Court of

Appeals for the Seventh Circuit Case Nos.15-1672 and 15-3418; and

Whereas, The \$968,331.75 amount exceeds the available balance in the damages and claims fund special purpose account (001-1490-S118-006300); and

Whereas, The 2016 budget of the City of Milwaukee authorized a Common Council Contingent Fund for purposes not contemplated at the time the budget was adopted; and

Whereas, The city desires to use \$968,331.75 of the 2016 Common Council Contingent Fund to fund the judgment, interest and mediated settlement of attorney's fees, costs and expenses of the plaintiffs; now therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that up to \$968,331.75 of the 2016 Common Council Contingent Fund is authorized to be used to fund judgment, interest and court-mediated settlement of attorney's fees, costs and expenses in the lawsuit; and, be it

Further Resolved, That the proper city officers are authorized to make the necessary transfers to the appropriate accounts or funds to disperse the settlement amount.

City Attorney  
Adam Stephens/Willie Taylor  
June 9, 2016  
1081-2010-2885/229183