

City of Milwaukee

200 E. Wells Street Milwaukee, Wisconsin 53202

Legislation Details (With Text)

File #: 090685 **Version:** 0

Type: Resolution Status: Passed

File created: 9/22/2009 In control: FINANCE & PERSONNEL COMMITTEE

On agenda: Final action: 10/13/2009

Effective date:

Title: Resolution authorizing settlement of the lawsuit entitled Harris v. Clark, et al.

Sponsors: THE CHAIR

Indexes: CONTINGENT FUND, LITIGATION, POLICE DEPARTMENT, SUITS PAYMENT, SUITS

SETTLEMENT

Attachments: 1. Cover Letter, 2. Fiscal Note, 3. Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
9/22/2009	0	COMMON COUNCIL	ASSIGNED TO		
9/29/2009	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
9/30/2009	0	FINANCE & PERSONNEL COMMITTEE	HEARING NOTICES SENT		
10/5/2009	0	JUDICIARY & LEGISLATION COMMITTEE	RECOMMENDED FOR ADOPTION AND ASSIGNED	Pass	4:0
10/7/2009	0	FINANCE & PERSONNEL COMMITTEE	RECOMMENDED FOR ADOPTION	Pass	5:0
10/13/2009	0	COMMON COUNCIL	ADOPTED	Pass	15:0
10/19/2009	0	MAYOR	SIGNED		

090685 Original

THE CHAIR

Resolution authorizing settlement of the lawsuit entitled *Harris v. Clark, et al.*

This resolution authorizes settlement of the lawsuit entitled *Harris v. Clark, et al.*, Case No. 06-C-0529, for the total amount of \$3,000,000.00.

Whereas, Plaintiff Curtis E. Harris filed a civil rights lawsuit against Kevin G. Clark, and certain other former and/or current employees of the City of Milwaukee; and

Whereas, Representatives of Mr. Harris and the City of Milwaukee mediated the case and have entered into an agreement, to settle the above-referenced lawsuit for the total amount of \$3,000,000.00; and

Whereas, The City Attorney recommends that the City of Milwaukee settle this lawsuit; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the proper City officers be and hereby are authorized and directed to issue a City check in the amount of \$1,750,000.00, payable to the order of Curtis E. Harris Irrevocable Special Needs Trust, and a second check for the amount of \$1,250,000.00, made payable to the order of Hupy and Abraham, S.C. Trust Account, as soon as practicable, in full and final settlement of this

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lawsuit, said amounts to be charged to the Damages and Claims Fund, Account No. 0001-1490-S118-006300; and, be it

Further Resolved, That the funding of the settlement amount will be authorized by a resolution contemporaneously approved by the Common Council; and that the proper City officers are authorized to make the necessary transfers to the appropriate accounts or funds to dispense the settlement amount; and, be it

Further Resolved, that for and in consideration of the above-referenced payments, Mr. Harris will provide to the City a release of any and all claims arising out of or in any way related to this incident and a stipulation and proposed order for dismissal of the pending court action.

City Attorney SEL:enm September 17, 2009 1032-2006-1359:149997