



Legislation Details (With Text)

**File #:** 020770      **Version:** 1  
**Type:** Resolution      **Status:** Passed  
**File created:** 9/4/2002      **In control:** JUDICIARY & LEGISLATION COMMITTEE  
**On agenda:**      **Final action:** 9/24/2002

**Effective date:**

**Title:** Substitute resolution appropriating funds from the Outside Counsel/Expert Witness Fund Special Purpose Account for the purpose of retaining outside counsel to represent the interests of the Fire & Police Commission in the matter of Anderer v. City of Milwaukee Fire & Police Commission, Case No. 02-CV-007711.

**Sponsors:** THE CHAIR

**Indexes:** CONSULTANTS, FIRE AND POLICE COMMISSION, LITIGATION

**Attachments:** 1. City Atty Letter.pdf, 2. sub 1Cover Letter.pdf, 3. Fiscal Note.pdf, 4. Fiscal Review Analysis.pdf

Date	Ver.	Action By	Action	Result	Tally
9/4/2002	0	COMMON COUNCIL	ASSIGNED TO		
9/5/2002	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
9/6/2002	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
9/10/2002	1	CITY CLERK	DRAFT SUBMITTED		
9/16/2002	1	JUDICIARY & LEGISLATION COMMITTEE	RECOMMENDED FOR ADOPTION	Pass	5:0
9/24/2002	1	COMMON COUNCIL	ADOPTED	Pass	16:0
10/3/2002	1	MAYOR	SIGNED		

020770  
SUBSTITUTE 1  
THE CHAIR

Substitute resolution appropriating funds from the Outside Counsel/Expert Witness Fund Special Purpose Account for the purpose of retaining outside counsel to represent the interests of the Fire & Police Commission in the matter of Anderer v. City of Milwaukee Fire & Police Commission, Case No. 02-CV-007711.

This substitute resolution appropriates \$7,500.00 from the Outside Counsel/Expert Witness Fund Special Purpose Account for the purpose of retaining outside counsel to represent the interests of the Fire & Police Commission in the matter of Anderer v. City of Milwaukee Fire & Police Commission, Case No. 02-CV-007711.

Whereas, Police Chief Arthur Jones discharged Police Officer Joseph R. Anderer from the Milwaukee Police Department; and

Whereas, Officer Anderer appealed his discharge to the Board of Fire and Police Commissioners; and

Whereas, The City Attorney's Office has undertaken representation of Chief Jones's interests before

the Board in this appeal, that is, the City Attorney's Office is prosecuting Anderer before the Board;  
and

Whereas, Officer Anderer has filed a lawsuit against the Board to reverse a ruling the Board made regarding the admission of certain evidence; and

Whereas, The City Attorney's Office cannot represent the Board in this lawsuit because it already has undertaken representation of the Chief's interests; and

Whereas, It would be a conflict of interest for the City Attorney's Office to represent the Board and the Chief in the same proceeding; 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 appropriate \$7,500.00 for the purpose of retaining outside legal counsel to represent the interests of the Board of Fire and Police Commissioners in the above-referenced lawsuit, said amount to be charged to the Outside Counsel/Expert Witness Fund, Account No. 006300, Fund No. 0001, Organization No. 1490, Program No. 0001, Sub Class No. S157.

City Attorney

Rudolph M. Konrad

RMK:lmb

09/10/2002

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