



Legislation Text

File #: 000958, Version: 1

SUBSTITUTE

Substitute resolution authorizing settlement of the law suit entitled Trotter v. Robert Moe, Thomas N. Geisler, David L. Zimprich, Harold Hampton, Gary Young, Joni Harvey, Valerie Watson, Craig V. Hasting, Alfonso Graham, Leonard W. Ziolkowski, Phoebe Weaver Williams, Walt A. Buckhanan, Rosa M. Dominguez, Michael J. Soika; and the City of Milwaukee and the City of Milwaukee Fire and Police Commission, filed in the U.S. District Court for the Eastern District of Wisconsin, Case No. 99-C-0336.

This resolution authorizes settlement of Case No. 99-C-0336, Trotter v. Robert Moe, Thomas N. Geisler, David L. Zimprich, Harold Hampton, Gary Young, Joni Harvey, Valerie Watson, Craig V. Hasting, Alfonso Graham, Leonard W. Ziolkowski, Phoebe Weaver Williams, Walt A. Buckhanan, Rosa M. Dominguez, Michael J. Soika; and the City of Milwaukee and the City of Milwaukee Fire and Police Commission,, in the amount of \$65,000 which represents attorney fees and costs and \$60,000 which represents damages.

Whereas, The plaintiff, Ron L. Trotter, filed a legal action in the United States District Court for the Eastern District of Wisconsin pursuant to 42 U.S.C. § 1981 against all of the named Milwaukee Defendants and persons in their individual and official capacities; under 42 U.S.C. § 1983 as to Equal protection as against all of the named Milwaukee Defendants and persons in their individual and official capacities; and a claim under Title VII for unlawful employment practice and retaliation as against the City of Milwaukee and the Fire and Police Commission.

Whereas, The parties have agreed to settle this lawsuit in the amount of \$125,000 in total as set forth in the proposed Settlement and Mutual Release Agreement; and

Whereas, The City Attorney recommends and the Common Council of the City of Milwaukee deems it is expeditious and just to settle this lawsuit; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the appropriate City officials are hereby authorized and directed to deliver to the City Attorney's office a City check in the amount of \$30,000 payable to Ron L. Trotter, a City check in the amount of \$30,000 payable to Obernberger & Joset LLP, a City check in the amount of \$30,000 payable to Larry R.Cote', and a City check in the amount of \$5,000 payable to Evers & Associates, upon receipt by the City Attorney of a settlement agreement and release of claims approved as to form and execution by the City Attorney, said amount to be charged to the Damages and Claims Fund, Account No. 0001-1490-636506-2631-S118-2000; and, be it

Resolved, By the Common Council of the City of Milwaukee, that the appropriate City officials are hereby authorized and directed to deliver to the City Attorney's office a City check in the amount of

\$30,000 payable to Ron L. Trotter, upon receipt by the City Attorney of a settlement agreement and release of claims approved as to form and execution by the City Attorney, said amount to be charged to the Milwaukee Police Department Salary and Wage Account No. 0001 3312 R999 006300.

MaryNell Regan
Assistant City Attorney
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Clerical error corrected 11/29/00. mbh