



Legislation Text

File #: 000957, **Version:** 0

000957
ORIGINAL

The Chair

Resolution authorizing settlement of discrimination charge entitled Harrison D. Kern v. City of Milwaukee Case No. 97-C-1006 Consolidated with Case No. 99-C-1502.

This resolution authorizes settlement Harrison D. Kern v. City of Milwaukee Case No. 97-C-1006 Consolidated with Case No. 99-C-1502 in the amount of Twenty-Five Thousand and 00/100 Dollars (\$25,000.00) to Kern for compensatory damages and Twenty-Nine Thousand Seven Hundred Seven Dollars and Forty-Six Cents (\$29,707.46) for attorney fees and costs associated with Case No. 97-C-1006.

Whereas, Kern has filed a legal action in the United States District Court for the Eastern District of Wisconsin, Case Nos. 97-C-1006 and 99-C-1502 against the City of Milwaukee alleging race discrimination in violation of Title VII of the Civil Rights Act of 1964, as amended, 42 U.S.C. § 2000e *et seq.* and in violation of 42 U.S.C. § 1983 and § 1981; and

Whereas, The parties have agreed to settle this lawsuit in the amount of Twenty-Five Thousand and 00/100 Dollars (\$25,000.00) to Kern for compensatory damages and Twenty-Nine Thousand Seven Hundred Seven Dollars and Forty-Six Cents (\$29,707.46) for attorney fees and costs 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 City Attorney be and hereby is authorized to execute the settlement agreement, and that the proper City officers be and are hereby authorized and directed to issue a City check in the amount of \$54,707.46, payable to the order of the Trust Account of Attorney Janet L. Heins, in full and final settlement of this lawsuit, upon receipt of a 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.

MaryNell Regan
Assistant City Attorney
33961v.2