



## Legislation Details (With Text)

**File #:** 070853      **Version:** 0

**Type:** Resolution      **Status:** Passed

**File created:** 9/25/2007      **In control:** JUDICIARY & LEGISLATION COMMITTEE

**On agenda:**      **Final action:** 10/23/2007

**Effective date:**

**Title:** Resolution to approve settlement agreements in the matters of Art Ketchman, et al v. City of Milwaukee, et al, and Gregory Baur, et al v. City of Milwaukee, et al.

**Sponsors:** THE CHAIR

**Indexes:** AGREEMENTS, SUITS PAYMENT, SUITS SETTLEMENT

**Attachments:** 1. City Attorney Cover Letter, 2. Fiscal Note, 3. Baur Settlement Agreement and Release, 4. Ketchman Settlement Agreement and Release

| Date       | Ver. | Action By                         | Action                   | Result | Tally |
|------------|------|-----------------------------------|--------------------------|--------|-------|
| 9/25/2007  | 0    | COMMON COUNCIL                    | ASSIGNED TO              |        |       |
| 10/1/2007  | 0    | JUDICIARY & LEGISLATION COMMITTEE | HEARING NOTICES SENT     |        |       |
| 10/15/2007 | 0    | JUDICIARY & LEGISLATION COMMITTEE | RECOMMENDED FOR ADOPTION | Pass   | 5:0   |
| 10/23/2007 | 0    | COMMON COUNCIL                    | ADOPTED                  | Pass   | 11:2  |
| 10/26/2007 | 0    | MAYOR                             | SIGNED                   |        |       |

070853  
ORIGINAL

### THE CHAIR

Resolution to approve settlement agreements in the matters of *Art Ketchman, et al v. City of Milwaukee, et al*, and *Gregory Baur, et al v. City of Milwaukee, et al*.

This resolution authorizes settlement of litigation pending in the United States District Court for the Eastern District of Wisconsin, *Art Ketchman, et al v. City of Milwaukee, et al*, United States District Court Case Number 05-C-558, and *Gregory Baur, et al v. City of Milwaukee, et al*, United States District Court Case Number 05-C-1133, and all related claims by the plaintiffs in those actions in the amount of Five Hundred Fifty Thousand and no/100 Dollars (\$550,000) for all damages of any nature, including compensatory and punitive damages, back pay, front pay, pension loss or other economic damages, attorneys fees and costs, and any other claim for damages that could be brought concerning the subject matter of the litigation.

Whereas, Art Ketchman, Dick Boncel, Ron Rebernick, Scott Schaefer, Bill Joers, Ernie Meress, Gregory Baur, Fredric R. Madsen, Thomas H. Welch, Robert G. Stetler and John M. Pipal, (hereinafter referred to as "Plaintiffs"), filed the above captioned lawsuits, now consolidated, claiming discrimination based upon race and gender in connection with their failure to be promoted to the rank of Captain of Police, and other claims in violation of the Fourteenth Amendment to the United States Constitution; and

Whereas, The parties have agreed to settle these lawsuits in the amount of Five Hundred Fifty Thousand and no/100 Dollars (\$550,000), for all damages, wage loss, front pay, pension loss or other



benefits, attorney fees, costs, compensatory damages, punitive damages and any other claims for damages of any nature that could have been brought, as set for the in the attached proposed Settlement Agreements and General Releases; 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 attached Settlement Agreements, and such further documents as may be necessary and related thereto; and, be it

Further Resolved, That upon execution of all of the general releases by all of the plaintiffs, as approved by the City Attorney, the proper City officers be and hereby are authorized and directed to issue City checks as follows: \$50,000 to each of the following individuals: Art Ketchman, Dick Boncel, Ron Rebernick, Scott Schaefer, Bill Joers, Ernie Meress, Gregory Baur, Fredric R. Madsen, Thomas H. Welch, Robert G. Stetler and John M. Pipal; and, be it

Further Resolved, That these funds shall be charged to the Damages and Claims Fund, Account No. 0001 1490 636506 2631 S118.

City Attorney

MRH:mh

September 24, 2007

1032-2005-1571:123626