Legislation Details (With Text)

File #:	211872 **Version:** 2		
Type:	Resolution	**Status:**	Passed
File created:	3/22/2022	**In control:**	FINANCE & PERSONNEL COMMITTEE
On agenda:		**Final action:**	4/19/2022
Effective date:			

Title: Substitute resolution reserving and appropriating up to $1,150,000 from the 2022 Common Council Contingent Fund to the Outside Counsel/Expert Witness Fund Special Purpose Account and the 2022 Damages & Claims Fund Special Purpose Account of the City Attorney's Office for costs and expenditures relating to settlements and litigations.

Sponsors: THE CHAIR

Indexes: CITY ATTORNEY, CONTINGENT FUND, SUITS SETTLEMENT

Attachments: 1. Hearing Notice List FP 04.13.pdf, 2. City Attorney Letter, 3. Addendum to City Attorney Letter, 4. Proposed Substitute B

Date	Ver.	Action By	Action	Result	Tally
3/22/2022	0	COMMON COUNCIL	ASSIGNED TO		
4/11/2022	0	JUDICIARY & LEGISLATION COMMITTEE	RECOMMENDED FOR ADOPTION AND ASSIGNED	Pass	5:0
4/13/2022	1	FINANCE & PERSONNEL COMMITTEE	SUBSTITUTED	Pass	4:0
4/13/2022	2	FINANCE & PERSONNEL COMMITTEE	RECOMMENDED FOR ADOPTION	Pass	4:0
4/19/2022	2	COMMON COUNCIL	ADOPTED	Pass	13:0
4/22/2022	2	MAYOR	SIGNED		

211872
SUBSTITUTE 2

ALD. MURPHY
Substitute resolution reserving and appropriating up to $1,150,000 from the 2022 Common Council Contingent Fund to the Outside Counsel/Expert Witness Fund Special Purpose Account and the 2022 Damages & Claims Fund Special Purpose Account of the City Attorney's Office for costs and expenditures relating to settlements and litigations.
This resolution reserves and appropriates $1,150,000 from the 2022 Common Council Contingent Fund for the purpose of meeting financial obligations related to the defense of claims and litigation brought against the City. These funds are reserved and appropriated as follows:

1. $850,000 to the Damages & Claims Fund SPA.

2. $300,000 to the Outside Counsel/Expert Witness SPA.

This resolution also provides that additional funds shall not be transferred from the Common Council Contingent Fund to the Outside Counsel/Expert Witness Fund and Damages and Claims Special Purpose Accounts that have not previously been authorized prior to the date of adoption of this

resolution.
Whereas, Exposure of the City to claims, costs and other unanticipated expenditures has increased significantly over the last two years as a result of settlements and payments arising from law enforcement activities, employment discrimination claims files against the City, uninsured motorist claims, and the need for outside counsel expert witness services; and

Whereas, A settlement for $350,000 has been approved to settle the claims raised by Andra Williams in *Andra Williams v. City Of Milwaukee, et. al.*, in the Eastern District of Wisconsin alleging employment discrimination based on race and sex; and

Whereas, Pending Uninsured Motorist Claims filed against the City are in excess of $250,000; and

Whereas, Additional Settlement and Judgements against the City are in excess of $150,000; and

Whereas, The cost of Outside Counsel retained to assist in increased litigation is in excess of $300,000, in addition to regularly-anticipated expenditures; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that $1,150,000 shall be reserved and appropriated from the 2022 Common Council Contingent Fund (001-990-C001-006300) (2022) to the following funds and accounts:

1. $850,000 to the Damages & Claims Fund SPA (0001-1490-0001-S118-006300).

2. $300,000 to the Outside Counsel/Expert Witness Fund SPA (0001-1490-0001-S157-006300).

; and, be it

Further Resolved, That any additional funds shall not be transferred from the Common Council Contingent Fund to the Outside Counsel/Expert Witness Fund and Damages and Claims Special Purpose Accounts that have not previously been authorized prior to the date of adoption of this resolution through the end of the fiscal year; and, be it

Further Resolved, That the City Comptroller and other appropriate City officials are directed to take all actions necessary to fulfill the intent of this resolution.

BMD; Molly King
LRB177343-2
Tea B. Norfolk
4/8/2022