



Legislation Details (With Text)

File #: 212042 **Version:** 2

Type: Resolution **Status:** Passed

File created: 4/19/2022 **In control:** COMMON COUNCIL

On agenda: **Final action:** 11/1/2022

Effective date:

Title: Substitute resolution authorizing payment for legal services from Davis Kuelthau, S.C., for legal services for Alderman Robert Bauman in the matter of Tri-Corp Housing, Inc. v Bauman.

Sponsors: THE CHAIR

Indexes: CONSULTANTS

Attachments: 1. Fiscal Impact Statement, 2. Third amendment to legal services Contract V.2.pdf

Date	Ver.	Action By	Action	Result	Tally
4/19/2022	0	COMMON COUNCIL	ASSIGNED TO		
10/24/2022	1	JUDICIARY & LEGISLATION COMMITTEE	SUBSTITUTED	Pass	3:0
10/24/2022	2	JUDICIARY & LEGISLATION COMMITTEE	RECOMMENDED FOR ADOPTION	Pass	3:0
11/1/2022	2	COMMON COUNCIL	ADOPTED	Pass	10:0
11/7/2022	2	MAYOR	SIGNED		

212042

SUBSTITUTE 2

201480

THE CHAIR

Substitute resolution authorizing payment for legal services from Davis Kuelthau, S.C., for legal services for Alderman Robert Bauman in the matter of *Tri-Corp Housing, Inc. v Bauman*.

This resolution authorizes payment in the amount of \$85,000 to Davis Kuelthau, S.C., for legal services relating to the trial and appeal of Tri-Corp Housing's claims against Alderman Robert Bauman. Davis Kuelthau will become Amundsen Davis, LLC on November 1, 2022,

Whereas, On or about March 3, 2020, the City Attorney entered into a Contract for Legal Services between the City of Milwaukee and Davis Kuelthau, S.C., for representation of Alderman Bauman regarding Tri-Corp Housing's claims against him; and

Whereas, The original agreement attached to the file authorized payment in an amount not to exceed \$50,000; and

Whereas, On or about September 18, 2020, the City Attorney entered into a first amended agreement

attached to the file not exceed an additional \$50,000; and

Whereas, On or about February 17, 2022, the City Attorney entered into a second amended agreement attached to the file not exceed an additional \$140,000; and

Whereas, The total cost of legal services has exceeded the prior agreed amounts in order to get the matter through an appeal filed by plaintiffs; and

Whereas, The law firm of Davis Kuelthau, S.C., will merge with another firm and become Amundsen Davis, LLC, on November 1, 2022; and

Whereas, The City desires to pay Davis Kuelthau, S.C., for the reasonable costs of its legal services that it has incurred and will incur up to October 31, 2022; and to pay Amundsen Davis LLC, for the reasonable costs of its legal services it will incur from November 1, 2022, and thereafter; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the City Attorney is authorized to execute the Third Amendment to Contract for Legal Services between City of Milwaukee, Wisconsin and Davis Kuelthau, S.C., and Amundsen Davis, LLC, as applicable, substantially in the form of Exhibit A attached to this file, for legal services relating to the ongoing representation of Alderman Bauman in the trial and appeal regarding Tri-Corp Housing's claims against him; and, be it

Further Resolved, That an amount not to exceed \$85,000 is appropriated from the City Attorney's Office Counsel Expert Witness Special Purpose Account Number 0001-1490-S157-06300 for retaining outside counsel; and, be it

Further Resolved, That the Office of the City Attorney is directed to expend up to \$85,000 from this account for this purpose.

City Attorney
RAPederson:
October 20, 2022
1033-2008-967