



Legislation Details (With Text)

**File #:** 230066      **Version:** 0

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

**File created:** 5/9/2023      **In control:** COMMON COUNCIL

**On agenda:**      **Final action:** 5/31/2023

**Effective date:**

**Title:** Resolution authorizing payment for legal services from Foley & Lardner LLP, for legal services in the matter of United States ex rel. Dieter v. City of Milwaukee.

**Sponsors:** THE CHAIR

**Indexes:** CONSULTANTS, SUITS

**Attachments:** 1. 1st certified resolution.pdf, 2. Dieter - Fiscal\_Impact\_Statement 2.pdf, 3. First amendment to legal services Contract.pdf

Date	Ver.	Action By	Action	Result	Tally
5/4/2023	0	COMMON COUNCIL	ASSIGNED TO		
5/22/2023	0	JUDICIARY & LEGISLATION COMMITTEE	RECOMMENDED FOR ADOPTION	Pass	4:0
5/31/2023	0	COMMON COUNCIL	ADOPTED	Pass	15:0
6/6/2023	0	MAYOR	SIGNED		

230066  
ORIGINAL

THE CHAIR

Resolution authorizing payment for legal services from Foley & Lardner LLP, for legal services in the matter of *United States ex rel. Dieter v. City of Milwaukee*.

This resolution approves and authorizes payment in the amount of up to \$65,000 to Foley & Lardner LLP for legal services in its ongoing and previously authorized representation of the City of Milwaukee in the case entitled *United States ex rel. Dieter v. City of Milwaukee*, Case No. 22-CV-240 (E.D. Wis.).

Whereas, On or about September 26, 2022, the City Attorney entered into a Contract for Legal Services between the City of Milwaukee and Foley & Lardner LLP for representation of the City regarding the claims made against it in *United States ex rel. Dieter v. City of Milwaukee*, Case No. 22-CV-240 (E.D. Wis.); and

Whereas, The original certified resolution attached to the file authorized payment in an amount not to exceed \$125,000; and

Whereas, The total cost of legal services is expected to exceed the prior agreed amounts in order to get the matter through a motion to dismiss the complaint and amendments thereto; and

Whereas, The City desires to pay Foley & Lardner LLP for the reasonable costs of its legal services that it has incurred and will incur in its representation of the City; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the City Attorney is authorized to execute the First Amendment to Contract for Legal Services between City of Milwaukee, Wisconsin and Foley & Lardner LLP substantially in the form of Exhibit A attached to this file, for legal services relating to the ongoing representation of the City of Milwaukee in the case entitled *United States ex rel. Dieter v. City of Milwaukee*; and, be it

Further Resolved, That an amount not to exceed \$65,000 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 \$65,000 from this account for this purpose.

City Attorney  
Robin A Pederson  
May 4, 2023