



Legislation Text

File #: 990936, **Version:** 0

ORIGINAL

THE CHAIR

Resolution appropriating \$5,000 from the Common Council Contingent Fund to the Outside Counsel - Expert Witness Fund for the purpose of providing outside counsel to the Employees' Retirement System (ERS) in Walsh, et al. v. City of Milwaukee, et al., Case No. 99-CV-001419. This resolution approves the expenditure of up to \$5,000 to fund a contract between the Employees' Retirement System (ERS) and Quale, Feldbruegge, Calvelli, Thom & Croke, S.C.

Whereas, The City Attorney has advised the Annuity and Pension Board of the Employees' Retirement System that it cannot provide counsel relative to insurance coverage matters involved in the above case, the Annuity and Pension Board has authorized the hiring of Attorney William P. Croke. This resolution will make \$5,000 available from the Common Council Contingent Fund to fund the contract; and

Whereas, The Annuity and Pension Board has requested counsel to advise it on coverage matters relating to the above case; and

Whereas, The City Attorney has advised the Annuity and Pension Board that it cannot provide such counsel because the Annuity and Pension Board has filed a claim for indemnification in such case against the City of Milwaukee; and

Whereas, The Annuity and Pension Board at its August 23, 1999 meeting, authorized the hiring of Attorney William P. Croke and requested the City Attorney to prepare a contract between the Employees' Retirement System and Quale, Feldbruegge, Calvelli, Thom & Croke, S.C.; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that the contract between the Employees' Retirement System and Quale, Feldbruegge, Calvelli, Thom & Croke, S.C., calling for the services of Attorney William P. Croke, at the rate of \$125.00 an hour, a copy of which is annexed to the file, be and hereby is approved; and, be it

Further Resolved, That the City Comptroller is authorized and directed to transfer funds in the amount of \$5,000 to be appropriated from the Common Council Contingent Fund No. 0001-9990-C001-1999-006300 to the Outside Counsel - Expert Witness Fund, Special Purpose Account No. 0001-1490-S157-1999-634001; and, be it

Further Resolved, That the Employees' Retirement System of the City of Milwaukee is hereby authorized and directed to engage outside counsel and pay legal fees incurred by outside counsel upon receipt of an itemized bill, approved to be reasonable and necessary by the Office of the City Attorney.

Employees' Retirement System/Annuity and Pension Board

City Attorney

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9/20/99