



Legislation Text

File #: 200131, **Version:** 0

200131

ORIGINAL

THE CHAIR

Resolution authorizing \$325,000 from the 2020 Common Council Contingent Fund to be transferred to the Remission of Taxes Special Purpose Account for expenditures relating to the remission of taxes for a settlement payment to CP-South Howell LLC et al.

Common Council File Number 200101 authorizes settlement of claims against the City of Milwaukee in two lawsuits entitled *CP-South Howell LLC et al. v. City of Milwaukee*, Milwaukee County Case Nos. 2017CV2152 and 2019CV4218. The City will fund the settlement using the Remission of Taxes Special Purpose Account; however, the settlement amount exceeds the available balance in the Remission of Taxes Special Purpose Account. The City will fund \$325,000 of the settlement amount using the Contingent Fund.

Whereas, Common Council File Number 200101 authorizes the settlement of claims against the City of Milwaukee in the lawsuits entitled *CP-South Howell LLC et al. v. City of Milwaukee*, Milwaukee County Case Nos. 2017CV2152 and 2019CV4218.

Whereas, the agreed-upon \$507,000 settlement amount exceeds the available balance in the Remission of Taxes Special Purpose Account (0001-9990-S163-006300); and

Whereas, the 2020 Budget of the City of Milwaukee authorized a Common Council Contingent Fund for purposes not contemplated at the time the budget was adopted; and

Whereas, The City desires to use up to \$325,000 dollars of the 2020 Common Council Contingent Fund to fund this settlement; and

Whereas, Statutory chargebacks by the Wisconsin Department of Revenue to other taxation districts should provide reimbursement to the City of approximately two-thirds of this expenditure in early 2021; and now therefore be it

Resolved, By the Common Council of the City of Milwaukee, that an amount of \$325,000 be appropriated from the 2020 Common Council Contingent Fund Account No. 0001-9990-C001-006300 and placed within the 2020 Remission of Taxes Special Purpose Account No. 0001-9990-S163-006300 and the proceeds used to fund settlement of the claims raised by CP-South Howell LLC et al. in the lawsuits; and be it

Further Resolved, That the proper City officers are authorized to make necessary transfers to the appropriate accounts to fund or disperse the settlement amount.

DOA-Budget and Management Division

Nicholas Sinram

Common/Finance/Resolution/2020/F-P Contingent Fund Resolution

May 19, 2020