



Legislation Details (With Text)

**File #:** 04829      **Version:** 1      **Name:** \$25,000 in additional legal fees FLSA Claims - Local 311

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

**File created:** 10/25/2006      **In control:** BOARD OF ESTIMATES (ended 4/2017)

**On agenda:** 11/21/2006      **Final action:** 11/21/2006

**Enactment date:** 11/22/2006      **Enactment #:** RES-06-00969

**Title:** Authorizing an appropriation of \$25,000 in additional funds from the Contingent Reserve to the Miscellaneous Litigation account for continued legal representation by Attorneys Jon Anderson, Todd Smith, and Rochelle Klaskin of the lawfirm of Godfrey & Kahn, regarding the Fire Department's compliance with state and federal wage and hour legislation.

**Sponsors:** David J. Cieslewicz

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
11/21/2006	1	COMMON COUNCIL	Adopt	Pass
11/13/2006	1	BOARD OF ESTIMATES (ended 4/2017)	RECOMMEND TO COUNCIL TO ADOPT (15 VOTES REQUIRED) - REPORT OF OFFICER	Pass
11/7/2006	1	COMMON COUNCIL	Refer	
10/31/2006	1	Finance Dept/Approval Group	Approved Fiscal Note By The Comptroller's Office	
10/31/2006	1	Attorney's Office	Referred for Introduction	
10/25/2006	1	Attorney's Office	Fiscal Note Required / Approval	

**Fiscal Note**

Approximately \$713,000 is available in the Contingent Reserve to fund the \$25,000 expenditure authorized by this resolution. There is no impact on the tax levy or eligibility under the state expenditure restraint program.

**Title**

Authorizing an appropriation of \$25,000 in additional funds from the Contingent Reserve to the Miscellaneous Litigation account for continued legal representation by Attorneys Jon Anderson, Todd Smith, and Rochelle Klaskin of the lawfirm of Godfrey & Kahn, regarding the Fire Department's compliance with state and federal wage and hour legislation.

**Body**

By Resolution No. 61643, ID No. 36308, the Common Council authorized the City to retain the firm of Godfrey & Kahn (attorneys Jon Anderson, Todd Smith, and Rochelle Klaskin) to advise the City on concerns relating to the Fire Department's Daily Staff Equalizations as it relates to the Fair Labor Standards Act.

The City appropriated \$15,000 for estimated costs in the previous resolution which was adopted on July 6, 2004. That amount was supplemented by an additional \$10,000 in March, 2005 (Legistar File No. 00662, RES-05-00241). The litigation continues. This appropriation has lasted well into 2006, but is now nearly depleted. Estimated costs for the remainder of the case will be approximately \$25,000.

NOW, THEREFORE, BE IT RESOLVED that the Common Council authorizes the sum of \$25,000 to be appropriated from the Contingent Reserve to the Miscellaneous Litigation account for the City's continued defense of the Fair Labor Standards Act claims as it relates to the Madison Fire Department and Firefighters Local 311.