

MILWAUKEE COUNTY FISCAL NOTE FORM

DATE: May 22, 2017

Original Fiscal Note

Substitute Fiscal Note

SUBJECT: A resolution to authorize the amendment of a Professional Services Contract related to legal interpretations of Chapter 59, Chapter 63, Chapter 66, and other sections of the Wisconsin State Statutes, as affected by 2013 Wisconsin Act 14 and 2015 Wisconsin Act 55

FISCAL EFFECT:

- | | |
|---|--|
| <input type="checkbox"/> No Direct County Fiscal Impact | <input type="checkbox"/> Increase Capital Expenditures |
| <input type="checkbox"/> Existing Staff Time Required | <input type="checkbox"/> Decrease Capital Expenditures |
| <input checked="" type="checkbox"/> Increase Operating Expenditures
(If checked, check one of two boxes below) | <input type="checkbox"/> Increase Capital Revenues |
| <input type="checkbox"/> Absorbed Within Agency's Budget | <input type="checkbox"/> Decrease Capital Revenues |
| <input checked="" type="checkbox"/> Not Absorbed Within Agency's Budget | |
| <input type="checkbox"/> Decrease Operating Expenditures | <input type="checkbox"/> Use of contingent funds |
| <input type="checkbox"/> Increase Operating Revenues | |
| <input type="checkbox"/> Decrease Operating Revenues | |

Indicate below the dollar change from budget for any submission that is projected to result in increased/decreased expenditures or revenues in the current year.

	Expenditure or Revenue Category	Current Year	Subsequent Year
Operating Budget	Expenditure	\$50,000	\$0
	Revenue	\$0	\$0
	Net Cost	\$50,000	\$0
Capital Improvement Budget	Expenditure	\$0	\$0
	Revenue	\$0	\$0
	Net Cost	\$0	\$0

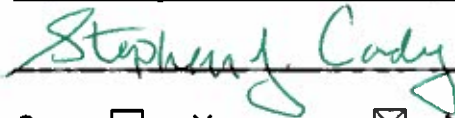
DESCRIPTION OF FISCAL EFFECT

In the space below, you must provide the following information. Attach additional pages if necessary.

- A. Briefly describe the nature of the action that is being requested or proposed, and the new or changed conditions that would occur if the request or proposal were adopted.
 - B. State the direct costs, savings or anticipated revenues associated with the requested or proposed action in the current budget year and how those were calculated. ¹ If annualized or subsequent year fiscal impacts are substantially different from current year impacts, then those shall be stated as well. In addition, cite any one-time costs associated with the action, the source of any new or additional revenues (e.g. State, Federal, user fee or private donation), the use of contingent funds, and/or the use of budgeted appropriations due to surpluses or change in purpose required to fund the requested action.
 - C. Discuss the budgetary impacts associated with the proposed action in the current year. A statement that sufficient funds are budgeted should be justified with information regarding the amount of budgeted appropriations in the relevant account and whether that amount is sufficient to offset the cost of the requested action. If relevant, discussion of budgetary impacts in subsequent years also shall be discussed. Subsequent year fiscal impacts shall be noted for the entire period in which the requested or proposed action would be implemented when it is reasonable to do so (i.e. a five-year lease agreement shall specify the costs/savings for each of the five years in question). Otherwise, impacts associated with the existing and subsequent budget years should be cited.
 - D. Describe any assumptions or interpretations that were utilized to provide the information on this form.
-
- A. Approval of this resolution will authorize the appropriation of \$50,000 from Org. Unit 1940-1961 Litigation Reserve to amend an existing contract with Cullen Weston Pines & Bach, LLP (now Pines Bach, LLP), for legal services provided to the County Board of Supervisors. The initial contract with the law firm was approved by the County Board in September 2015 (File No. 15-622) in an amount not-to-exceed \$150,000. Approval of this amendment will increase the maximum amount of the contract by \$50,000 to \$200,000. These additional funds, according to the resolution, will be used to represent the Board on any appeal by the County Executive or post-judgment litigation and provide advice to the County Board on the interpretation and implementation of the Court's decision.
 - B. Approval of this resolution will authorize the expenditure of up to \$50,000 for legal services. The legal billings are administered by the Office of Corporation Counsel and paid for out of the Litigation Reserve. As of May 19, 2017, the Litigation Reserve had an unencumbered balance of \$300,596.
 - C. To the extent these funds are used, it will reduce the balance of the Litigation Reserve. Any unencumbered funds in the Litigation Reserve at the end of the year will fall to the bottom line and be factored into the County's overall surplus/deficit calculation.
 - D. No assumptions were used.

Department/Prepared By Steve Cady, Research and Policy Director, Office of the Comptroller

Authorized Signature



Did DAS-Fiscal Staff Review? Yes No

Did CDBP Review?² Yes No Not Required

¹ If it is assumed that there is no fiscal impact associated with the requested action, then an explanatory statement that justifies that conclusion shall be provided. If precise impacts cannot be calculated, then an estimate or range should be provided.

² Community Business Development Partners' review is required on all professional service and public work construction contracts.