

MILWAUKEE COUNTY FISCAL NOTE FORM

DATE: August 17, 2018

Original Fiscal Note

Substitute Fiscal Note

SUBJECT: Request to amend an already approved settlement in Grandview Management, Inc. v. Milwaukee County, Case No. 2016-CV-4676.

FISCAL EFFECT:

- | | |
|--|--|
| <input type="checkbox"/> No Direct County Fiscal Impact | <input type="checkbox"/> Increase Capital Expenditures |
| <input checked="" type="checkbox"/> Existing Staff Time Required | <input type="checkbox"/> Decrease Capital Expenditures |
| <input 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 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	0	0
	Revenue	0	0
	Net Cost	0	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. Request to amend an already approved settlement in *Grandview Management, Inc. v. Milwaukee County*, Case No. 16-CV-4676 (File No. 18-99). Grandview's claim is for alleged damages related to the 2010-2011 closure of the O'Donnell Park parking structure and the 2016 closure of the Domes at the Mitchell Park Horticultural Conservatory.
 - B. The costs associated with the HVAC have increased from approximately \$400,000 to \$750,000. This increase is attributed to searching for and finding a HVAC system that minimizes the impact of the system on park environs and increases the system's efficiency and sustainability. To account for the overage, the County has agreed not to seek reimbursement for project management costs (\$120,000), which brings the total down to approximately \$630,000. This amount will be split between the County and Grandview on a 50/50 basis or \$315,000 each. The County has already appropriated \$200,000. Grandview will pay the County's additional \$115,000 obligations, which will be reimbursed to Grandview by allowing Grandview to capture the County's revenue during the initial term of the Operating Agreement.
 - C. No impact.
 - D. None.

Department/Prepared By Paul D. Kuglitsch, Deputy Corporation Counsel

Authorized Signature



Did DAS-Fiscal Staff Review? Yes No

Did CDBP Review?? 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 projects.