

MILWAUKEE COUNTY FISCAL NOTE FORM

DATE: February 26, 2016

Original Fiscal Note

Substitute Fiscal Note

SUBJECT: A resolution authorizing settlement agreements in the matter of District Council 48, American Federation of State, County, and Municipal Employees v. Milwaukee County, Case No. 14-CV-340, which provides for \$15,000 settlements to each of eight former custodial workers in return for a dismissal of all claims in the matter

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 checked="" 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	\$120,000	\$0
	Revenue	\$0	\$0
	Net Cost	\$120,000	\$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 Corporation Council to execute settlement agreements in the amount of \$15,000 to each of eight (8) former custodial workers. The settlement agreements shall require the dismissal of the pending litigation by DC48 and the release of any other claims in this matter by the union or the individuals named in the resolution.
 - B. The settlement agreements are for \$15,000 per worker, or \$120,000. ($\$15,000 \times 8 = \$120,000$). This is a one-time payment so there are no expenditures anticipated after 2016. The resolution authorizes the monies to pay these settlements will be transferred from Org. Unit 1945 – Appropriation for Contingencies.
 - C. The expenditure of these funds will result in a total cost of \$120,000 that was not anticipated in the 2016 Adopted Budget. Hence, these funds are coming from the Appropriation for Contingencies and will reduce the County's surplus (or increase the County's deficit) by \$120,000.
 - D. No assumptions were used.

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.

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

Authorized Signature

Stephan J. Cady

Did DAS-Fiscal Staff Review? Yes No

Did CDBP Review?² Yes No Not Required