



CITY OF WAUKESHA

Administration

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Committee: Finance	Date: 7/26/2016
Common Council Item Number: ID# 16-1207	Date: 8/2/2016
Submitted By: Jennifer Andrews, Community Development Director	City Administrator Approval: Kevin Lahner, City Administrator KL
Finance Department Review: Rich Abbott, Finance Director RA	City Attorney's Office Review: Brian Running, City Attorney BR
Subject: Approve moving \$5,000 of contingency funds to account 1610.52120, Legal Services, to pay for legal representation for the Landmarks Commission.	

Details:
 An appeal of a Landmark's decision has been filed with the Administrative Review Board. The Landmarks Commission would like to have legal representation for this appeal process. The City Attorney's office will be representing the Administrative Review Board and therefore will be unable to represent the Landmarks Commission. 2011 was the last time a decision by the Landmarks Commission was appealed. The Commission did hire outside counsel for those proceedings and the costs were paid out of 1610.52120, Legal Services. At this time the funds in that account are depleted as the result of ongoing litigation with the former Fire Chief.

- Options & Alternatives:**
1. Approve moving \$5,000 of contingency funds to 1610.52120 and allow Landmarks Commission to engage outside counsel for the appeal proceedings.
 2. Deny the request to move funds and in turn deny the Landmarks Commission request for representation for the appeal proceedings.

Financial Remarks:
 The cost for legal services are not expected to exceed \$5,000. The cost in 2011 for this type of representation was \$2,775.
 Credit 9710.89910 \$5,000
 Debit 1610.52120 \$5,000

Executive Recommendation:
 Allow the transfer of \$5,000 from contingency funds to legal services to allow legal representation for the Landmarks Commission during the appeal process.

