



TO: Personnel Committee  
FROM: Kathleen M. McDaniel, City Attorney  
RE: City Attorney's Office Update  
DATE: November 6<sup>th</sup>, 2020

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In addition to drafting legislation as requested by City departments, the City Attorney's Office has worked on the following projects and initiatives since my September 2<sup>nd</sup> update:

**Environmental Remediation**

- Lemberger Landfill: Awaiting EPA review of sampling plans, discussion on PFAS sampling.
- Gravel Pit: Newell Rubbermaid settlement for past costs received, discussion on future costs continues. Working with WDNR on path forward for 2021.
- WPS Superfund Site: City in contact with WPS and EPA regarding issues with test trench.

**Open Records Requests**

- D. Soeldner re Alderperson Bailey residency
- Ramboll re Skana Aluminum
- Attorney M. Turner re police officer
- R. Kossik re Alderperson Bailey residency
- D. Markelz re 1512 Washington St (Mirro)
- C. DeLaughter re Heresite property
- MGW Law re 314 Riverview Drive
- Attorney B. Kroes re Lakeshore Mall
- J. Goldbeck re Sheboygan County administrator
- Attorney B. Hitchcock Cross, multiple requests regarding Alderperson Bailey's residence, response to D. Soeldner and R. Kossik requests, City's insurance coverage, various reports
- Habush Law re 1110 Washington St
- WBAY re Alderperson Bailey residency
- Herald Times Reporter re Alderperson Bailey residency

**Litigation, Prosecution, and Neighborhood Improvement**

- Assist Police with ordinance interpretation questions
- Blighted properties: Asst. City Attorney continues to work with Housing Inspector and Crime Prevention Sergeant to address

### **Economic Development**

- Metal Ware: Continuing to work with company owners
- Assist CD Department with proposed upcoming projects
- Assist with Bayshore Trail development

### **LEAN/BPI**

- Assisted staff with advice on BPI events as needed
- Follow up on Council document workflow continues as time permits

### **Insurance/Risk Management**

- Reviewed claims filed against the City, reported to insurance and Finance as appropriate
- ADA Title II: Beginning work on effective communication self-audit.
- All coverage renewed for 2021

### **Labor Matters**

- Fire Department bargaining: Interest arbitration held in October
- Police: Negotiations continue via paper
- Assist unionized departments with personnel matters as needed
- Provide resolutions to backfill and fill positions where appropriate
- Assist HR with COVID policy interpretation as necessary

### **Office Matters/Additional Information**

- Prepared committee reports
- Office is open during normal business hours, outside customers by appointment only
- Performance reviews conducted for Assistant City Attorney and Paralegal

### **Monthly Reporting**

- Since my September 2, 2020 report:
  - 82 Requests for Legal Services received, 69 closed
  - 0 new litigation matters
  - 85 new citations sent over for prosecution, trials scheduled into 2021