

**Resolution No. 12-0999**

**RESOLUTION ESTABLISHING A POLICY FOR  
RETAINING OUTSIDE COUNSEL**

**WHEREAS**, the Iowa County Board of Supervisors has directed the Committee on Finance, Bonds & Insurance to develop a policy for retaining outside counsel;

**NOW, THEREFORE**, the Committee on Finance, Bonds & Insurance submits the following policy for retaining outside counsel for consideration by the Iowa County Board of Supervisors;

**POLICY FOR RETAINING  
OUTSIDE COUNSEL**

**I. DEFINITIONS**

- a. ***Outside Counsel*** means any attorney or firm retained by Iowa County that is not the Iowa County Corporation Counsel;
- b. ***Corporation Counsel*** means an attorney employed by Iowa County to perform the duties of Corporation Counsel as described in Section 59.42(2)(b)1-4 of the Wisconsin Statutes;
- c. ***Corporation Counsel Pro Tempore*** means an attorney designated by Iowa County to act as Corporation Counsel for the purposes of temporarily providing emergency services and child support services during times when the Iowa County Corporation Counsel is sick, incapacitated or on vacation leave;
- d. ***Emergency Services*** means emergency detentions, emergency protective placements, mental commitments, alcohol commitments, guardianship and protective placements;
- e. ***Labor Attorney*** means an attorney or firm retained by Iowa County to provide legal advice and/or representation in matters involving collective bargaining and other labor related issues;
- f. ***Retain*** means to engage the services of an attorney for a monetary fee;
- g. ***Member Committees*** means standing committees of the Iowa County Board made up exclusively from members of the Iowa County Board;

**II. RETAINING OUTSIDE COUNSEL GENERALLY**

The Iowa County Board of Supervisors may retain outside counsel when necessary pursuant to Section 59.42(3) of the Wisconsin Statutes. It is the policy of the Iowa County Board of Supervisors to delegate its authority pursuant to Section 59.42(3) for retaining outside counsel

to its member committees when necessary. Member committees may obtain outside counsel without prior County Board approval under the following circumstances:

- a. The complexity of the issue or matter requires special legal expertise or resources that only outside counsel can provide;
- b. It is reasonable and necessary to engage outside counsel prior to the next regularly scheduled Iowa County Board meeting;
- c. Corporation Counsel is consulted and indicates that the criteria under a and b above has been satisfied.

Any standing committee that retains outside counsel under this section must advise the Iowa County Board of Supervisors that it has retained counsel at the next regularly scheduled Iowa County Board meeting. The Iowa County Board of Supervisors may approve or disapprove the continued retention of outside counsel.

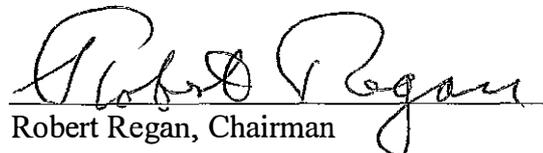
### III. LABOR ATTORNEY

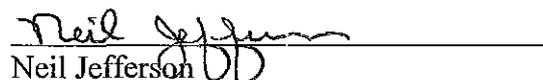
The Committee on Salary and Personnel may solicit advice, opinions and/or representation from Iowa County's designated labor attorney in matters involving collective bargaining and other labor related issues without County Board approval. This authority to solicit advice, opinions and/or representation from Iowa County's designated labor attorney is also extended to the Iowa County Personnel Director.

### IV. CORPORATION COUNSEL PRO TEMPORE

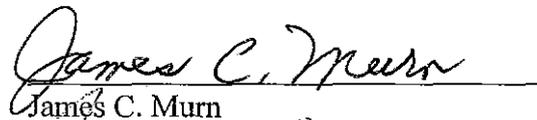
The Corporation Counsel may designate an attorney to act as Corporation Counsel for the purposes of temporarily providing emergency services and child support services when the Iowa County Corporation Counsel is sick, incapacitated or on vacation leave. The Corporation Counsel shall file said designation with the Iowa County Clerk. The person designated as Iowa County Corporation Counsel Pro Tempore shall serve as Iowa County Corporation Counsel Pro Tempore until such time as another attorney is so designated.

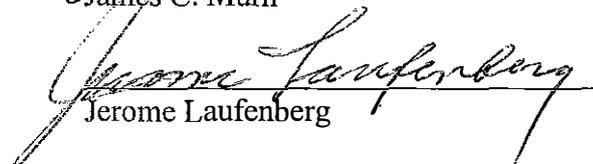
Respectfully submitted by the Committee on Finance, Bonds & Insurance, Robert Regan, Chairman.

  
Robert Regan, Chairman

  
Neil Jefferson

  
Dale Theobald

  
James C. Murn

  
Jerome Laufenberg

COMMITTEE ON  
FINANCE, BONDS & INSURANCE