



City of Racine, Wisconsin
Common Council

AGENDA BRIEFING MEMORANDUM

COMMITTEE: Finance and Personnel

LEGISLATION ITEM #: 0072-25

AGENDA DATE: January 27, 2025

DEPARTMENT: City Attorney's Office

Prepared By: Deputy City Attorney Marisa Roubik

SUBJECT: Communication presented by Alder Horton on behalf of the City Attorney's Office submitting the claim of Nakreisha McFarland for consideration for disallowance.

EXECUTIVE SUMMARY:

Claimant Nakreisha McFarland filed a claim with the City requesting \$60,000.00 in damages related to an alleged violation of her Fourth Amendment rights during a traffic stop conducted by the Racine Police Department on or about March 2, 2024. The City denies its liability for the alleged civil rights violation and the claimed damages. Therefore, it is the recommendation of the City Attorney's Office that this claim be disallowed.

BACKGROUND & ANALYSIS:

Claimant Nakreisha McFarland filed a claim with the City requesting \$60,000.00 in damages related to an alleged violation of her Fourth Amendment rights during a traffic stop conducted by the Racine Police Department on or about March 2, 2024. This incident involved a traffic stop wherein claimant was allegedly uncooperative when given lawful orders by a Racine Police Officer. Claimant alleges that she was seized from her vehicle and handcuffed in violation of her Fourth Amendment rights (the Fourth Amendment to the United States Constitution protects people from unreasonable searches and seizures by the government). The City denies its liability for the alleged civil rights violation and the claimed damages.

As such, it is the recommendation of the City Attorney's Office that this claim be disallowed.

31 **BUDGETARY IMPACT:**

32 Assuming the recommendation to disallow this claim is adopted, this item would have a \$0.00
33 impact on the City's budget.

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35 **RECOMMENDED ACTION:**

36 That the disallowance of this claim be recommended for approval.

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