



1 **City of Racine, Wisconsin**
2 **Common Council**

3 **AGENDA BRIEFING MEMORANDUM**

4 **COMMITTEE:** Finance and Personnel

LEGISLATION ITEM #: 1327-19

5 **AGENDA DATE:** December 9, 2019

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7 **DEPARTMENT:** City Attorney's Office

8 **Prepared By:** Assistant City Attorney Marisa Roubik

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10 **SUBJECT:** Communication sponsored by Alder Shakoor II on behalf of the City Attorney's Office
11 submitting the claim of LaQuinte Miller for consideration for disallowance.

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13 **EXECUTIVE SUMMARY:**

14 LaQuinte Miller filed a claim with the City requesting \$2,188.28 in damages to his vehicle, which was
15 parked on private property and allegedly struck by a privately-owned vehicle on or about October 12, 2019.
16 Because none of these allegations involve City property, a City-owned vehicle, or a City agent or employee,
17 the City is not liable for these alleged damages. For this reason, it is the recommendation of the City
18 Attorney's Office that this claim be disallowed.

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20 **BACKGROUND & ANALYSIS:**

21 LaQuinte Miller, of 2516 Northwestern Avenue, Racine, WI 53402, filed a claim for reimbursement
22 requesting \$2,188.28 in damages to his vehicle, which was parked on private property and allegedly struck
23 by a privately-owned vehicle on or about October 12, 2019.

24 This incident occurred on private property, specifically, in the privately-owned parking lot for the apartment
25 complex located at 2500 Northwestern Avenue, Racine, Wisconsin. Both of the vehicles in question were
26 owned and operated by private parties. None of these parties were acting as agents or employees of the
27 City at the time of this incident.

28 Because none of these allegations involve City property, a City-owned vehicle, or a City agent or employee,
29 the City is not liable for these alleged damages. For this reason, it is the recommendation of the City
30 Attorney's Office that this claim be disallowed.

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32 **BUDGETARY IMPACT:**

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

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36 **OPTIONS/ALTERNATIVES:**

37 If the Committee recommends that this claim be paid by the City (contrary to any indication of the City's
38 liability for the alleged damages), this item would have up to a \$2,188.28 impact on the City's 2019 claims
39 budget.

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41 **RECOMMENDED ACTION:**

42 That the disallowance of the claim of .LaQuinte Miller be recommended for approval.

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44 **ATTACHMENT(S):**