



**City of Racine, Wisconsin
Common Council**

AGENDA BRIEFING MEMORANDUM

INTRO TO COUNCIL DATE: August 6, 2025

STANDING COMMITTEE DATE: August 11, 2025

FINAL ACTION COUNCIL DATE: August 19, 2025

DEPARTMENT: City Attorney's Office

Prepared By: Deputy City Attorney Marisa L. Roubik

SUBJECT: Communication sponsored by Alder Land on behalf of the City Attorney's Office submitting the claim of Bennie Nunn for consideration for disallowance.

EXECUTIVE SUMMARY:

Bennie Nunn, by and through his attorneys, filed a claim for \$54,372.26 in damages related to an alleged car accident involving a Racine Police Department vehicle, wherein he was the passenger, near the intersection of W. Sixth St. and Howland Ave. on or about June 3, 2023. The City disputes the damages claimed. As such, it is the recommendation of the City Attorney's Office that this claim be disallowed in order to limit the statute of limitations for this claim and to enable the parties to reach a fair settlement thereof.

BACKGROUND & ANALYSIS:

Bennie Nunn of 2020 Mead St., Racine, Wisconsin 53403, by and through his attorneys, Schoone, Leuck, Kelley, Pitts & Pitts, S.C., 6800 Washington Ave., P.O. Box 085600, Racine, Wisconsin 53408, filed a claim for \$54,372.26 in damages related to an alleged car accident involving a Racine Police Department vehicle, wherein he was the passenger, near the intersection of W. Sixth St. and Howland Ave. in Racine, on or about June 3, 2023.

Claimant alleges that the City's vehicle rear-ended the vehicle he was riding in as a passenger when said vehicle was stopped at the intersection while waiting to make a left turn. Claimant alleges that he has

31 incurred \$14,372.26 in medical bills; however, he is seeking a total of \$54,372.26 in damages from the
32 City. The City disputes the amount of damages claimed.

33 If the Common Council approves the disallowance of this claim, the City will benefit from an
34 abbreviated statute of limitations, pursuant to Wis. Stat. § 893.80(1g). However, the disallowance of this
35 claim will not prevent the City from negotiating a fair settlement of this claim with the claimant.

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

37
38 **BUDGETARY IMPACT:**

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

41
42 **RECOMMENDED ACTION:**

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

44