



1 City of Racine, Wisconsin
2 Common Council

3 AGENDA BRIEFING MEMORANDUM

4 COMMITTEE: Finance and Personnel LEGISLATION ITEM #: 0393-24

5 AGENDA DATE: May 13, 2024

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7 DEPARTMENT: City Attorney’s Office

8 Prepared By: Deputy City Attorney Marisa L. Roubik

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10 SUBJECT: Communication sponsored by Alder West on behalf of the City Attorney’s Office submitting
11 the claim of Paul Anderson for consideration for disallowance.

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13 EXECUTIVE SUMMARY:

14 Paul Anderson claims reimbursement in the amount of \$30,000.00 for damages allegedly arising
15 from an auto collision involving a City of Racine bus at or near the intersection of Ohio Street and Byrd
16 Avenue on or about February 19, 2022. The claimant was the driver of the vehicle that was allegedly struck
17 by the City-owned bus. The City disputes the damages claimed as well as its liability therefor.

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19 BACKGROUND & ANALYSIS:

20 The claimant, Paul Anderson, by and through his attorney, Roberta N. Puntillo of Puntillo Camilli
21 & Hughes, S.C., filed this claim for reimbursement in the amount of \$30,000.00 for damages allegedly
22 arising from an auto collision involving a City of Racine bus at or near the intersection of Ohio Street and
23 Byrd Avenue on or about February 19, 2022. The claimant was the driver of the vehicle that was allegedly
24 struck by the City-owned bus.

25 The claimant alleged that he incurred \$6,530.09 in medical expenses as a result of this accident;
26 however, his claim demands \$30,000.00 in damages. The City disputes this amount of damages claimed.
27 Furthermore, the City disputes its liability for the claimed damages.

28 Upon disallowance of this claim, the City will benefit from an abbreviated statute of limitations,
29 pursuant to Wis. Stat. § 893.80(1g). However, the disallowance of this claim will not prevent the City from
30 negotiating a fair settlement of this claim.

31 As such, the City Attorney's Office recommends that this Committee disallow this claim.

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33 **BUDGETARY IMPACT:**

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

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37 **RECOMMENDED ACTION:**

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

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