

RESOLUTION NO. 2019-50

**RESOLUTION BY THE FINANCE AND HUMAN RESOURCES COMMITTEE
AUTHORIZING THE SETTLEMENT OF THE WORKER'S COMPENSATION CLAIM OF
ANDRE MCWHORTER IN THE AMOUNT OF \$222,500.00**

To the Honorable Members of the Racine County Board of Supervisors:

BE IT RESOLVED by the Racine County Board of Supervisors that Racine County does hereby authorize the settlement of the Worker's Compensation claim filed with the State of Wisconsin Department of Workforce Development, WC Claim No. 2016-026313 on behalf of Andre McWhorter in the amount of \$222,500.00.

BE IT FURTHER RESOLVED by the Racine County Board of Supervisors that the Corporation Counsel be authorized and directed to sign all necessary releases and documents to effectuate this settlement.

BE IT FURTHER RESOLVED by the Racine County Board of Supervisors that the funds necessary to pay the cost of this settlement shall be taken from the Worker's Compensation account.

Respectfully submitted,

1st Reading _____

**FINANCE AND HUMAN RESOURCES
COMMITTEE**

2nd Reading _____

BOARD ACTION

Robert N. Miller, Chairman

Adopted _____

For _____

Brett A. Nielsen, Vice-Chairman

Against _____

Absent _____

VOTE REQUIRED: Majority

Q.A. Shakoor, II, Secretary

Prepared by:
Corporation Counsel

Janet Bernberg

John A. Wisch

Mike Dawson

Thomas Pringle

The foregoing legislation adopted by the County Board of Supervisors of Racine County, Wisconsin, is hereby:

Approved: _____

Vetoed: _____

Date: _____,

Jonathan Delagrave, County Executive

3
4 **INFORMATION ONLY**

5
6 **WHEREAS**, this matter was the subject of a worker's compensation claim filed by
7 Andre McWhorter, a former Machine Operator from 1998 to 2017, who was injured in a
8 motor vehicle accident on October 26, 2016; and

9
10 **WHEREAS**, based upon the medical reports, the County was required to concede
11 one year of TTD for \$67,949.85, subrogated medical expenses of \$1,491.58 and up to
12 \$9,975.66 in unpaid medical expenses; and

13
14 **WHEREAS**, a settlement has been negotiated between the Human Resources
15 Department and outside counsel with Andre McWhorter and his counsel, Fortune &
16 McGillis, S.C.; and

17
18 **WHEREAS**, the \$222,500.00 settlement amount will be in exchange for a Limited
19 Compromise Agreement resolving all of Andre McWhorter worker's compensation claims
20 with the exception of his right to claim future medical expenses for his alleged spine injury.