

RESOLUTION NO. 2023-65

RESOLUTION BY THE FINANCE AND HUMAN RESOURCES COMMITTEE DENYING THE PROPERTY DAMAGE CLAIM OF LORI KERBER

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

BE IT RESOLVED by the Racine County Board of Supervisors that the property damage claim of Lori Kerber in the amount of \$6,170 be and is hereby denied; and

BE IT FURTHER RESOLVED by the Racine County Board of Supervisors that the County Clerk is directed to serve a copy of this denial upon the claimant.

Respectfully submitted,

1st Reading _____

FINANCE AND HUMAN RESOURCES COMMITTEE

2nd Reading _____

BOARD ACTION

Donald J. Trottier, Chairman

Adopted _____

For _____

Against _____

Absent _____

Robert N. Miller, Vice-Chairman

VOTE REQUIRED: Majority

John A. Wisch, Secretary

Prepared by:
Corporation Counsel

Scott Maier

Nick Demske

Jody Spencer

Jason Eckman

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

Approved: _____

Vetoed: _____

Date: _____,

Jonathan Delagrave, County Executive

3 **INFORMATION ONLY**

4
5 **WHEREAS**, on September 27, 2023, Lori Kerber filed a claim with Racine County for
6 property damage alleging that on the morning of June 12, 2023, she was operating her 2022
7 Acura TLX northbound on 216th Ave, approximately 1/3 mile south of Hwy 50 in Kenosha
8 County when she suddenly encountered a road striping machine; and
9

10 **WHEREAS**, Ms. Kerber alleges there were no flaggers or signs anywhere along the
11 street, which is a narrow asphalt road with no shoulder; and
12

13 **WHEREAS**, Ms. Kerber claims she did not have an opportunity to turn around; and
14

15 **WHEREAS**, Ms. Kerber claims that as a result of the overspray from the striping
16 machine, her car is partially covered with many small specks of bright yellow paint, and
17

18 **WHEREAS**, Ms. Kerber alleges the paint is mostly on the driver's side, but also evident
19 across the front of the car and front passenger wheel area and she claims \$6,170 in damage to
20 her car for paint restoration, loss of value, a rental car, and compensation for time; and
21

22 **WHEREAS**, the Corporation Counsel and the Public Works and Development Services
23 Department have investigated this claim and recommend denial.