



RESOLUTION # 65-11/11

TO: HONORABLE MEMBERS OF THE LA CROSSE COUNTY BOARD OF SUPERVISORS

ITEM # 11-20

BOARD ACTION

Adopted:
For: 32
Against: -
Abstain: -
Abs/Excd: 3
Vote Req: _____
Other Action: _____

EXECUTIVE COMMITTEE ACTION

Adopted:
For: 9
Against: -
Abstain: -
Abs/Excd: -

RE: CLAIM OF JAMES I. BOTTCHEER

WHEREAS, James I. Bottcher filed a claim on September 14, 2011 that alleges he was driving on Hwy 16 toward La Crosse in the lane closest to the center of the highway on April 19, 2011 when he met a County Highway Department truck that was plowing heavy snow in the opposite lane and he further alleges that the heavy snow from the snow plow hit his truck resulting in damage to the front grill area in the total amount of \$645.51; and,

WHEREAS, the Highway Commissioner and Corporation Counsel have reviewed the information, investigated the facts and have determined that La Crosse County has no liability for this claim and, therefore, recommend formal disallowance of this claim by the County Board; and,

WHEREAS, the above stated claim does not appear to be meritorious and should be disallowed.

NOW, THEREFORE BE IT RESOLVED, that the claim of James I. Bottcher against La Crosse County, its officers, officials, employees, and agents is hereby disallowed and further be it required that notice of disallowance of this claim shall be served on the claimant by registered or certified mail and the receipt therefore, signed by the claimant, or the returned registered letter, shall be proof of service.

BE IT FURTHER RESOLVED, that the claimant is notified that no action on this claim against La Crosse County, nor against any of its officers, officials, agents, or employees, may be brought after 6 months from the date of service of this notice of disallowance.

FISCAL NOTE: The cost to La Crosse County for sending certified mail/restricted delivery to the claimants is \$10.09.

Date: Nov. 9, 2011

Date: 11/9/11

EXECUTIVE COMMITTEE CHAIR

RECORDING CLERK

	Reviewed Only	Recommended	Not Recommended
Co. Admin.	_____	<u>SO</u>	_____
Fin. Director	_____	<u>OT</u>	_____
Corp. Counsel	_____	<u>WAS</u>	_____
Board Chair	<u>J</u>	_____	_____

Requested By: Ronald Chamberlain
Date Requested: October 11, 2011
Drafted By: Corporation Counsel

Adopted by the La Crosse County Board this 14 Day of November, 2011

STATE OF WISCONSIN
COUNTY OF LA CROSSE

I, Ginny Dankmeyer, County Clerk of La Crosse County do hereby certify that this document is a true and correct copy of the original resolution required by law to be in my custody and which the County Board of Supervisors of La Crosse County adopted at a meeting held on the 14th day of November, 2011.

Ginny Dankmeyer, La Crosse County Clerk