



Office of the City Attorney

201 Delafield Street, Suite 330
Waukesha, Wisconsin 53188-3639

Telephone (262) 524-3520
Email attorneys@waukesha-wi.gov

Brian E. Running
City Attorney
Miles W.B. Eastman
Assistant City Attorney
Michael C. Radavich
Assistant City Attorney
Matt Rademacher
Assistant City Attorney
Karen J. Krueger
Legal Assistant

December 18, 2025

Memorandum

To: Common Council
From: Brian Running
Re: Claim for property damage, Ideal Auto Sales

The accompanying claim was served on the City by Ideal Auto Sales. A headlight was allegedly broken by a passing snowplow. The replacement cost is claimed to be \$2228.05.

Disallowance is recommended for this claim.

- There is no allegation or proof that a city plow driver was negligent.
- There is clearly contributory negligence in parking a car where it could be damaged by snow or ice thrown by a plow.
- The claimed replacement cost is wildly high, and there is no evidence provided that shows the claimed amount has actually been paid by the claimant.