

**CITY OF WAUKESHA****Administration**

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<b>Committee:</b> None	<b>Date:</b> 4/15/2021
<b>Common Council Item Number:</b> ID #21-2112	<b>Date:</b> 4/20/2021
<b>Submitted By:</b> Brian Running	<b>City Administrator Approval:</b> Kevin Lahner, City Administrator KL
<b>Finance Department Review:</b> Bridget M. Souffrant, Finance Director BMS	<b>City Attorney's Office Review:</b> Brian Running, City Attorney BER
<b>Subject:</b> Approval of settlement agreement in R&R Investments of Wisconsin LLC v. City of Waukesha.	

**Details:**

This settlement agreement is in resolution of an excessive-assessment lawsuit against the City by R&R Investments. This is not the insurance agency, it's the Reinders properties on Pewaukee Road, across from the airport. The settlement agreement is attached for your review. It requires a total refund payment by the City of \$9120.71, representing a refund for both 2019 and 2020. The settlement terms have been approved by our Assessor, Sam Walker.

**Options & Alternatives:**

The only alternative is to refuse to settle the case and proceed to trial, which is not a realistic alternative and is not advised. The settlement represents favorable terms for the City, and is recommended by our outside counsel and our Assessor. The outcome of a trial might not be as favorable for the City.

**Financial Remarks:**

Refund payment will come from account number 9456.55930 Assessment Refunds.

**Executive Recommendation:**

City Attorney's Office recommends approval of the settlement agreement and authorization for execution by the Mayor and Clerk.

