

ENROLLED ORDINANCE 178-59

APPROVE MEDIATED SETTLEMENT IN CASE ENTITLED ESTATE OF JAMES RIVETT
VS. WAUKESHA COUNTY ET AL. AND
MODIFY THE 2023 DEPARTMENT OF ADMINISTRATION
– RISK MANAGEMENT BUDGET

WHEREAS, the Estate of James Rivett filed a lawsuit against Waukesha County and various current and former county employees following the death of James Rivett; and

WHEREAS, the continuation of the litigation possesses substantial risk to both sides of the litigation and both sides will continue to incur significant additional expenses without a settlement; and

WHEREAS, the parties participated in mediation and have reached a tentative agreement to compromise the litigation on the terms set forth in that certain Complete Release and Indemnification Agreement, and Confidentiality Clause which is on file in the Corporation Counsel's Office pending approval by the County Board and which has been shared in closed session with the County Board; and

WHEREAS, it has been determined that settlement of the litigation at this time in this manner is in the best interest of Waukesha County.

THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF WAUKESHA ORDAINS that the Complete Release and Indemnification Agreement, and Confidentiality Clause on file with the Corporation Counsel and previously shared with the Board relating to the case entitled Estate of James Rivett v. Waukesha County et al., E.D. Wis. Case No. 21-CV-0972, is hereby approved.

BE IT FURTHER ORDAINED that Corporation Counsel or his designee is authorized to take all actions necessary to effectuate the terms of the settlement.

BE IT FURTHER ORDAINED that a transfer of General Fund Balance to appropriate additional expenditure authority in the 2023 Risk Management budget to fund this settlement is authorized.

APPROVE MEDIATED SETTLEMENT IN CASE ENTITLED ESTATE OF JAMES RIVETT VS. WAUKESHA COUNTY ET AL
AND MODIFY THE 2023 DEPARTMENT OF ADMINISTRATION – RISK MANAGEMENT BUDGET

The foregoing legislation adopted by the County Board of Supervisors of Waukesha County, Wisconsin, was presented to the County Executive on:

Date: 10/27/23, Margaret Wartman
Margaret Wartman, County Clerk

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

Approved: X

Vetoed: _____

Date: 10/27/2023, Paul Farrow
Paul Farrow, County Executive

VOTE RESULTS >

25

YES

0

NO

0

ABSTAIN

0

ABSENT

Ordinance 178-O-060

Ordinance 178-O-060: Approve Mediated Settlement in Case Entitled Estate of James Rivett Vs. Waukesha Co Administration - Risk Management Budget



Passed With 17 Yes Votes Needed

D1 - Foti	AYE	D10 - Thieme	AYE	D19 - Enriquez	AYE
D2 - Weil	AYE	D11 - Howard	AYE	D20 - Schellinger	AYE
D3 - Morris	AYE	D12 - Wolf	AYE	D21 - Gaughan	AYE
D4 - Batzko	AYE	D13 - Decker	AYE	D22 - Szpara	AYE
D5 - Grant	AYE	D14 - Mommaerts	AYE	D23 - Hammitt	AYE
D6 - Walz	AYE	D15 - Kolb	AYE	D24 - Bangs	AYE
D7 - LaFontain	AYE	D16 - Crowley	AYE	D25 - Johnson	AYE
D8 - Koremenos	AYE	D17 - Meier	AYE		
D9 - Heinrich	AYE	D18 - Nelson	AYE		

7th Meeting, 178th Year of the County Board of Supervisors - October 24 2023 08:12:00 PM

October 24, 2023

