

163-O-043

AN ORDINANCE PERTAINING TO LITIGATION BETWEEN  
WAUKESHA COUNTY AND NATIONWIDE INSURANCE COMPANY

WHEREAS, Waukesha County and Nationwide Insurance Company have been involved in litigation with regard to the parties previous contractual relationship, and

WHEREAS, the parties have litigated the matter through a jury trial, motions after verdict and appeal, and

WHEREAS, the parties are desirous of resolving all issues between the parties prior to a decision on the appeal, and

WHEREAS, the parties, through mediation, have reached a proposed agreement subject only to the approval of the Waukesha County Board of Supervisors.

THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF WAUKESHA DOES ORDAIN that the Board agrees to a resolution of the above litigation between Waukesha County and Nationwide Insurance Company which would provide for a payment of \$75,000 by Nationwide Insurance Company to Waukesha County and a dismissal of the litigation between the parties on its merits and without costs to either party.

BE IT FURTHER ORDAINED that the \$75,000 in revenue proceeds be appropriated to the 2008 non-departmental general fund budget to reduce the balance remaining for the market value adjustment charge.

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

Date: 9/23/08,   
Kathy Nickolaus, County Clerk

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

Approved:   
Vetoed:   
Date: 9-29-08,   
Daniel P. Vrakas, County Executive

WAUKESHA COUNTY BOARD OF SUPERVISORS

V

DATE-09/23/08

(ORD) NUMBER-1630043

1 D. FALSTAD.....AYE  
3 R. HUTTON.....AYE  
5 J. JESKEWITZ.....AYE  
7 P. HAUKOHL.....AYE  
9 J. HEINRICH.....AYE  
11 F. RUF.....AYE  
13 J. BEHREND.....AYE  
15 P. MEYERS.....AYE  
17 J. TORTOMASI.....AYE  
19 S. WIMMER.....AYE  
21 W. ZABOROWSKI.....AYE  
23 J. PLEDL.....AYE  
25 G. YERKE.....AYE

2 T. ROLFS.....AYE  
4 J. DWYER.....AYE  
6 J. BRANDTJEN.....AYE  
8 T. SCHELLINGER....NAY  
10 D. SWAN.....AYE  
12 P. WOLFF.....AYE  
14 B. MORRIS.....AYE  
16 D. PAULSON.....AYE  
18 K. CUMMINGS.....AYE  
20 P. JASKE.....AYE  
22 P. GUNDRUM.....AYE  
24 W. KOLB.....AYE

TOTAL AYES-24

TOTAL NAYS-01

CARRIED X

DEFEATED \_\_\_\_\_

UNANIMOUS   

TOTAL VOTES-25