

# Memo

To: Village Board

Fr: Tracy Flucke, Administrator

Re: Resolution 2014-04 Denial of Insurance Claim for 3415 Hilltop Way

Date: March 11, 2014

The attached resolution is a disallowance of the claim filed by Frankenmuth Mutual Insurance Company for alleged lack of water for the Hilltop Place Apartment fire on May 23, 2013.

The Village Board is asked to approve the resolution and direct staff to inform the claimant and our insurance company.

**RESOLUTION NO. 2014-04**

**A RESOLUTION DENYING INSURANCE CLAIM FOR 3415 HILLTOP WAY  
BY FRANKENMUTH MUTUAL INSURANCE COMPANY**

**WHEREAS**, a Notice of Claim has been filed against the Village of Allouez; and

**WHEREAS**, the Village Board of the Village of Allouez is hereby authorized and directed, upon recommendation of the insurance company for the Village, to disallow the following claim against the Village of Allouez:

CLAIM OF: Frankenmuth Mutual Insurance Company

DATE OF LOSS: 05/23/2013

(for alleged lack of water for fire at Hilltop Place Apartments on 05/23/2013); and

**NOW THEREFORE BE IT RESOLVED** that, upon disallowance by the Village Board, the Village Clerk shall notify the claimant of such disallowance. Notification shall be in writing, by registered or certified mail, return receipt requested, pursuant to Section 893.80(1)(a), Wisconsin Statutes. The notice shall contain the following language:

No action may be brought against the Village of Allouez in regard to this claim after six months from the date of service of this notice upon you, pursuant to Section 893.80 of the Wisconsin Statutes.

**BE IT FURTHER RESOLVED** that the Village Clerk is directed to send a copy of this resolution and notice of disallowance to the appropriate insurance carrier for the Village of Allouez.

**PASSED AND APPROVED** by the VILLAGE BOARD of the VILLAGE OF ALLOUEZ, this 18<sup>th</sup> day of March, 2014.

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Steve Vanden Avond, President

ATTEST:

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Debra M. Baenen, Clerk-Treasurer