



ENERGY SERVICES
POWERED TO DELIVER
A POWERTEAM SERVICES COMPANY

CITY OF MILWAUKEE
2022 MAR 31 PM 3: 21

CITY CLERK'S OFFICE

March 28, 2022

RECEIVED
CITY CLERK'S OFFICE
MILWAUKEE, WI
MAR 31 2022

Pipeline
Construction

City Clerk
Attn: Claims
200 E. Wells St., Room 205
Milwaukee, WI 53202-3567

Distribution
Systems

Re: Our File Number: 2021-KS-4710
 Nature of Loss: Unmarked Water Line
 Date of Loss: 11/15/2021
 Loss Location: At or Near 1210 S. 23rd St., Milwaukee, WI

Dear Claims:

Telecommunications
Construction

KS Energy Services, LLC (KSE) is in receipt of Mid City Corporations Invoice for the repair of an unlocated water line that was damaged by KS Energy Services while working on cleared locate request 2021-44-03195. After the affected water line was damaged, KSE contacted the City of Milwaukee and was instructed to hire a plumber to fix the damaged line and pursue reimbursement through The City of Milwaukee. AS KSE recently received Mid City Corporation's invoice for that repair, KSE is requesting reimbursement in the full amount of repairs, \$1,427.45.

Electric Utility
Construction

We have enclosed the following documents for your review:

- Mid City Corporation invoice (Enclosure #1).
- 4 Photos showing the damaged 1inch copper water line (Enclosures #2-#5).

As part of completing our claim, We reviewed Wisconsin state statutes regarding the one-call system. Please refer to the DEFINITIONS section of State Statute 182.0175 Damage to transmission facilities, which states:

Manhole & Vault
Construction

"(1) DEFINITIONS. In this section:

(c) "Transmission facilities" includes all pipes, pipelines, wires, cables, ducts, wirelines and associated facilities, whether underground or aboveground, regardless of the nature of their transmittants or of their in-service application. The term includes, but is not restricted to, utility facilities, government-owned facilities, facilities transporting hazardous materials, communications and data facilities, drainage and water facilities and sewer systems. The term does not include culverts."

Directional Drilling

Please also refer to the ONE-CALL SYSTEM section of State Statute 182.0175 which states:

"(1m) ONE-CALL SYSTEM.

(c) Liability. Any transmission facilities owner who is required to be a member of the one-call system and has not complied with the membership requirement is liable for

all damages to the owner's transmission facilities and for any other damages that occur as a result of a properly noticed excavation to the one-call system."

Please also refer to the TRANSMISSION FACILITIES OWNER REQUIREMENTS section of State Statute 182.0175, it states:

"(2m) TRANSMISSION FACILITIES OWNER REQUIREMENTS.

(a) Responsibilities. A transmission facilities owner shall do all of the following:

1. Respond to a planning notice within 10 days after receipt of the notice by conducting field markings, providing records and taking other appropriate responses.
2. Respond to an excavation notice within 3 working days by marking the location of transmission facilities and, if applicable, laterals as provided under par. (b) in the area described in the excavation notice.
3. Provide emergency locator service within 24 hours after receiving a request for that service.

(b) Facilities marking. A person owning transmission facilities, upon receipt of an excavation notice, shall mark in a reasonable manner the locations of transmission facilities at the area described in the notice to enable the excavator to locate the transmission facilities without endangering the security of the facilities or the public. Except as provided in par. (bm), if the person is a local governmental unit and if the excavation notice relates to sewer or water facilities owned by the local governmental unit, the local governmental unit shall also mark the locations within the public right-of-way of all laterals connected to the sewer or water facilities at the area described in the notice. The marking of facilities shall be completed within 3 working days after receipt of the notice, or if notice is given more than 10 days before excavation is scheduled to begin, marking shall be completed at least 3 working days before excavation is scheduled to begin. If the approximate location of a transmission facility is marked with paint, flags, stakes or other physical means, the following color coding of lines, cables or conduits shall comply with the uniform color code adopted by the American National Standards Institute:"

According to the information provided, KSE properly notified the one-call system prior to the 11/15/2021 excavation at the location of the water pipe's damage, but based on the photographic information enclosed, there were no water marks on site. According to the above cited State Statute 182.0175 (1m)(c), liability is assigned to the entity not complying with the locate request. Please issue a reimbursement payment to KS Energy Services, LLC in the amount of \$1,427.45 and mail to the following address:

KSE Energy Services, LLC
Attn: Beau Keckeisen file 2021-KS-4710
19705 W. Lincoln Ave.
New Berlin, WI 53146



If you have any questions regarding this information, please contact me at
262-574-5100 x 119.

Sincerely,

A handwritten signature in blue ink, appearing to read "Beau Keckeisen".

Beau Keckeisen
Claims Representative
KS Energy Services, LLC
262-574-5100 x 119

Enclosures



MID CITY
CORPORATION

Phone 262.781.5940
Fax 262.781.4005
MP 226410

Invoice Number: 94284
Invoice Date: Mar 17, 2022
Page: 1

K S ENERGY SERVICES
VENDOR # 480055
19705 W. LINCOLN AVE.
NEW BERLIN, WI 53146-1720

1210 S. 23RD ST
MILWAUKEE, WI

Quantity	Description	Unit Price	Amount
	REPAIRED WATER SERVICE AS PER ATTACHED		1,427.45

Subtotal	1,427.45
Sales Tax	
Total Invoice Amount	1,427.45
Payment/Credit Applied	
TOTAL	1,427.45

"As required by the Wisconsin construction lien law, builder hereby notifies owner that persons or companies furnishing labor or materials for the construction on (land may have lien rights on owner's land and building if not paid. Those entitled to lien rights, in addition to the undersigned builder, are those who contract direct the owner or those who give the owner notice within 60 days after they first furnish labor or materials for the construction. Accordingly, owner probably will receive from those who furnish labor or materials for the construction, and should give a copy of each notice received to the mortgage lender, if any. Builder agrees to coo with the owner and the owner's lender, if any, to see that all potential lien claimants are duly paid." 1.5% service charge will be added to all accounts due 30 days o 18% per annum.



Project: Repair a hit water service
Bill To: KS Energy
Job: 2021-254
Date: Monday, November 15, 2021

Location: 1210 S. 23rd St.
 Milwaukee, WI

<i>Description</i>	<i>Quantity</i>	<i>Unit</i>	<i>Unit \$</i>	<i>Total \$</i>
Labor:				
Foreman	1	HR	\$108.00	\$108.00
Foreman (OT)	2.5	HR	\$164.00	\$410.00
Plumber	1	HR	\$98.00	\$98.00
Plumber (OT)	2.5	HR	\$148.00	\$370.00
			Subtotal:	\$986.00
Equipment:				
Service Tool Wagon	0.25	DY	\$675.00	\$168.75
			Subtotal:	\$168.75
Material:				
Lead Pack	2	EA	\$114.10	\$228.20
1" Copper	5	LF	\$8.90	\$44.50
			Subtotal:	\$272.70
			Total:	\$1,427.45







