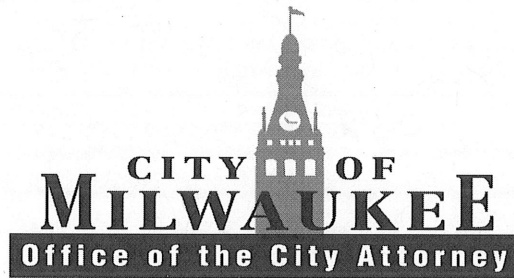


GRANT F. LANGLEY
City Attorney

MIRIAM R. HORWITZ
ADAM B. STEPHENS
MARY L. SCHANNING
JAN A. SMOKOWICZ
Deputy City Attorneys



Milwaukee City Hall Suite 800 • 200 East Wells Street • Milwaukee, Wisconsin 53202-3551
Telephone: 414.286.2601 • TDD: 414.286.2025 • Fax: 414.286.8550

SUSAN E. LAPPEN
PATRICIA A. FRICKER
HEIDI WICK SPOERL
GREGG C. HAGOPIAN
JAY A. UNORA
KATHRYN Z. BLOCK
KEVIN P. SULLIVAN
THOMAS D. MILLER
ROBIN A. PEDERSON
JEREMY R. MCKENZIE
PETER J. BLOCK
JENNY YUAN
ALLISON N. FLANAGAN
HEATHER H. HOUGH
ANDREA J. FOWLER
PATRICK J. MCCLAIN
NAOMI E. GEHLING
BENJAMIN J. ROOVERS
ELLENY B. CHRISTOPOULOS
TYRONE M. ST. JUNIOR
HANNAH R. JAHN
JULIE P. WILSON
GREGORY P. KRUSE
KIMBERLY A. PRESCOTT
SHEILA THOBANI
KATRYNA C. RHODES
NICOLE F. LARSEN
JAMES M. CARROLL
WILLIAM G. DAVIDSON
MEIGHAN M. ANGER
ALEXANDER R. CARSON
JENNIFER J. TATE
Assistant City Attorneys

February 17, 2020

To the Honorable Common Council
of the City of Milwaukee
Room 205 – City Hall

Re: C.I. File No. 1029-2019-1248
Communication from: Robert and Daphne Kozlicki
3162 S. Vermont Avenue
Milwaukee, WI 53207

Dear Council Members:

Robert and Daphne Kozlicki allege that in the autumn of 2017 a City contractor replaced the main sewer line and in the process, severed the sewer line which was attached to their lateral. Subsequently, the sewer periodically backed up into their basement. Claimed damages total \$7,085.95.

The Infrastructure Services Division indicates that in October 2017 the City hired a contractor to replace the existing combined sewer in South Vermont Avenue from East Oklahoma Avenue to East Rhode Island Avenue. As part of this project, the contractor bulkheaded a sewer that, based on available City records, was shown to have been abandoned in 1923. The contractor spent days exploring for the lateral for 3162 South Vermont Avenue, could not locate it and notified the City that they were going to stop looking for it and proceed to replace the combined main sewer.

On August 21, 2018 the Sewer Underground Operations Unit was notified of a backwater at this location. City personnel were dispatched and found that the combined sewer was operating properly and advised the home owner to contact a licensed plumber. On June 3, 2019 the claimants hired a plumber to investigate. They found that the lateral was connected to the sewer shown to have been abandoned in 1923.




Honorable Common Council
February 17, 2020
Page 2

Because settlement of this matter is deemed expeditious to the City of Milwaukee, we recommend settlement of this claim in the amount of \$7,085.95 and have enclosed an appropriate resolution for your convenience.

Very truly yours,



GRANT F. LANGLEY
City Attorney



KATRYNA C. RHODES
Assistant City Attorney

KCR:mal
Enclosure

c: Robert Brooks (Infrastructure – w/o enc.)
1029-2019-1248:266896