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August 26, 2025

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

Re: Communication from CHARLES WEATHERSBY
C.I. File No. 1048-2025-685

Dear Council Members:

Enclosed please find a proposed resolution. We ask that it be introduced and referred to the Committee on Judiciary & Legislation, with the following recommendation.

Mr. Weathersby alleges that the City failed to maintain and/or block the roads while conducting repairs to a water pipe, after which he subsequently drove into a large sinkhole at the intersection of N. Weil Street and E. Wright Street. Mr. Weathersby submitted a damage claim for \$8,324.29, for damages regarding his 2005 GMC Yukon. On May 12, 2025, Custard Appraisers completed an inspection of the vehicle and the estimated cost of repairs is \$6,818.68, plus tow.

We have completed our investigation into this matter with Milwaukee Water Works (MWW). Our investigation determined that on December 23, 2024, MWW responded to a leak in the street in the 2500 block of N. Weil Street. During the course of repair work, the claimant failed to yield to a Water Works crew member in the roadway, wearing a construction vest, and went around a MWW Fleet vehicle with flashers on parked adjacent to the excavation. Mr. Weathersby subsequently drove into the sinkhole.



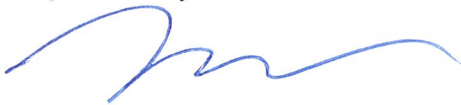
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It is our view that Mr. Weathersby's actions are the proximate cause of this loss, therefore, City is not liable for damages. Accordingly, we recommend the claim be denied.

Very truly yours,



EVAN C. GOYKE
City Attorney



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ECG/NES/cdr

Enclosures

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