

**LRB-FISCAL REVIEW SECTION ANALYSIS**

**JUDICIARY AND LEGISLATION COMMITTEE**

**ITEM 10, FILE # 021430**

**FEBRUARY 3, 2003**

**MARK A. RAMION**

File # 021430 is a resolution authorizing the settlement of the claim of Miller Brewing Company.

**Background**

This resolution will authorize the settlement of the claim of Miller Brewing Company in the amount of \$50,000.

**Discussion**

1. In September of 2001, Miller Brewing Company experienced a significant power outage due to conduit and cable damages sustained during an excavation project, conducted by the City of Milwaukee Department of Public Works, in the 4100 block of West State Street.
2. The brewery losses, including electrical repairs and lost revenue associated with this outage, calculated by Miller Brewing Company, totaled \$84,041.47. Miller Brewing Company submitted this bill to the City of Milwaukee for reimbursement.
3. Upon investigation of this incident, the City Attorney has determined that the City of Milwaukee is 100% liable.
4. The amount requested in this resolution represents a negotiated settlement with Miller Brewing Company who has agreed to compromise their damages and accept \$50,000.

**Fiscal Impact**

1. The total amount of this resolution is \$50,000 to be paid from the Engineer Project Fund established for the West State Street (1999) project.

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LRB-Fiscal Review Section  
January 31, 2003

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