

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
LINDA ULISS BURKE
VINCENT D. MOSCHELLA
Deputy City Attorneys



THOMAS O. GARTNER
BRUCE D. SCHRIMPF
SUSAN D. BICKERT
STUART S. MUKAMAL
THOMAS J. BEAMISH
MAURITA F. HOUREN
JOHN J. HEINEN
DAVID J. STANOSZ
SUSAN E. LAPPEN
JAN A. SMOKOWICZ
PATRICIA A. FRICKER
HEIDI WICK SPOERL
KURT A. BEHLING
GREGG C. HAGOPIAN
ELLEN H. TANGEN
MELANIE R. SWANK
JAY A. UNORA
DONALD L. SCHRIEFER
EDWARD M. EHRlich
LEONARD A. TOKUS
MIRIAM R. HORWITZ
MARYNELL REGAN
G. O'SULLIVAN-CROWLEY
KATHRYN Z. BLOCK
MEGAN T. CRUMP
ELOISA DE LEÓN
ADAM B. STEPHENS
KEVIN P. SULLIVAN
BETH CONRADSON CLEARY
THOMAS D. MILLER
HEIDI E. GALVÁN
JARELY M. RUIZ
ROBIN A. PEDERSON
DANIELLE M. BERGNER
Assistant City Attorneys

February 10, 2009

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

Re: Resolution relating to the claim of Nathan Gabor
On behalf of Gabor Design Build, LLC
C.I. File No.: 08-L-81

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.

Claimant, Nathan Gabor, on behalf Gabor Design Build, LLC, 6511 West Division Street, Mequon, WI 53092 alleges that on or about August 13, 2008 they had to replace their water service at their property located at 2700 North Prospect Avenue due to a misdiagnosed service leak by the Milwaukee Water Works. They claim damages in the amount of \$9,259.75.

Our investigation reveals that on August 12, 2008, the Milwaukee Water Works (MWW) received a report of a leak at the curb stop at this location. A field investigator was dispatched and the claimant was advised of a possible leak on the owner's side of the water service. The MWW was called back to the location on August 13, 2008 by the claimant's plumber so that water could be turned off for repairs to the claimant's water service. The plumber found that the leak was located on the City's side of the water

To the Hon. Common Council
February 10, 2009
Page 2

service. The MWW and their plumber then made the necessary repairs. The MWW has accepted responsibility for the claimant's repairs. Because settlement of this matter deemed expeditious to the City of Milwaukee, we recommend payment of this claim in the amount of \$9,259.75 and have attached the property resolution for your convenience.

Very truly yours,

GRANT F. LANGLEY
City Attorney

JAN A. SMOKOWICZ
Assistant City Attorney

JAS:beg
Enclosure
1048-2008-2676:142563