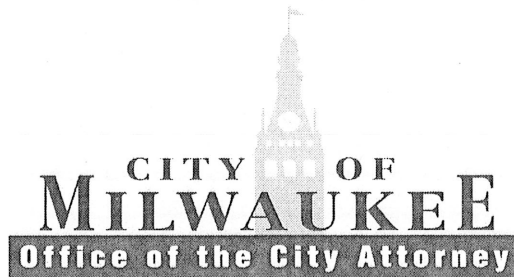


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May 16, 2023

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

RE: Communications from TIMOTHY STOTTS  
C.I.F File. No. 1048-2023-282

Dear Sir or Madam:

Timothy Stotts, owner at 6625 W. Fiebrantz Avenue, alleges he sustained flooding in his basement approximately 12-18 inches high from sewer back up that occurred on December 24, 2022. Mr. Stotts submitted a damage claim for \$20,100, for personal property including but not limited to; furnace, water heater, drywall, carpeting, furniture and family memorabilia.

We have completed an investigation into this matter with both Milwaukee Water Works and Infrastructure Services Division - Sewer Maintenance. Our investigation reveals that on December 23, 2022, Milwaukee Water Works (MWW) responded to a main break located in the intersection of N. 67th Street and W. Fiebrantz Avenue. MWW reported the 8" water main sustained approximately 10' of damage that resulted in an extraordinary amount of water free flowing onto the street and the sewer main.

MWW crews throttled the 8" main and placed it out of service by 9:19pm. MWW contracted Mid-City Corporation to complete those repairs and the main was placed back in service. MWW further evaluated data prior to the December 23, 2022 water main break, which included tracking the frequency of breaks. The data did not support replacement of this segment of the water main.

Sewer Maintenance also responded to two calls regarding a water main break at N. 67th Street and W. Fiebrantz Avenue, that also caused damage to the sanitary sewer manhole and 8" sanitary sewer main in that area. The first call reported surface flooding at 4063 N. 67th Street and the second call reported backwater at 4103 N. 67th Street (C.I. File No. 1029-2023-506). There were no calls reported for the subject location of 6625 W. Fiebrantz Avenue, and there was no other sewer work at or near this location.



The Honorable Common Council  
Of the City of Milwaukee  
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On December 24, 2022, Sewer Maintenance conducted cleaning and repairs to the City sewer main and it was returned to proper functioning order.

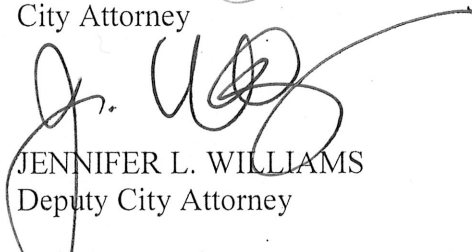
Mr. Stotts submitted a damage claim on January 6, 2023, and our independent appraisers completed an inspection of the property on February 17, 2023. Damages were assessed at \$31,496.78.

It is our view that the City is not liable for damages in this case. Both Milwaukee Water Works and Infrastructure Sewer Maintenance responded to calls in area and made repairs in a timely manner. As such, we recommend that the claim be denied.

Very truly yours,



TEARMAN SPENCER  
City Attorney



JENNIFER L. WILLIAMS  
Deputy City Attorney

TS/JW/MG/cdr

Enclosures

1048-2023-282/285161