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September 6, 2011

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

Re: Resolution Relating to the Claim of JUSTINE STEVENS
C.I. File No. 11-L-61

Dear Council Members:

We return the enclosed document which has been filed with the City Clerk, and ask that it be introduced and referred to the Committee on Judiciary & Legislation with the following recommendation.

Claimant, Justine Stevens, 3845 Oakridge Court, Greenfield, WI 53220, alleges through Trans Pac Solutions, by its representative Diane Milligan, P.O. Box 36220, Louisville, KY 40233-6220 that on March 12, 2011 she sustained damages when a City water main broke and caused water to back up into her property. They claim damages in the amount of \$5,625.58.

Our investigation reveals that the Milwaukee Water Works (MWW) records indicate that on March 11, 2011 at 6:42 p.m. they received a call from the Greenfield Police Department regarding a leak in the street at South Oakbrook Drive and South Oakridge Court. The MWW dispatched a field investigator who confirmed a break in an 8-inch water main at 3815 South Oakbrook Drive, at the intersection of South Oakbrook Drive and South Oakridge Court, and shut off the water. They contacted Digger's Hotline for an emergency locate to mark the underground facilities in the area and initiated a call-out list for a distribution crew. The crew responded to the site and made the necessary repairs. The main was placed back in service at 5:30 a.m. on March 12, 2011. Subsequently, they back-filled and blacktopped the excavation with a temporary asphalt patch. They did not receive any calls, reports or complaints regarding this area, or their repair activity, until this claim was filed.

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The MWW responded to the water main break in a timely manner and followed standard procedures regarding the repair. As such, the City would not be liable. Therefore, we recommend that this claim be denied.

Very truly yours,

GRANT F. LANGLEY
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Enclosure
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