

CITY OF MILWAUKEE

Form CA-43

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June 4, 2002

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

Re: Communication from State Farm Insurance
on behalf of Eric Scott
C.I. File No. 02-L-41

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.

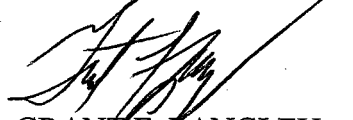
Claimant, Eric Scott, 2468B North Pierce Street, Milwaukee, WI 53212 alleges through State Farm Insurance, by its representative, Melissa Lundstrom, 8500 State Farm Way, Woodbury, MN 55125 as subrogee that on January 1, 2002 a City water main broke and flooded the street and damaged the claimants' vehicle. They claim damages in the amount of \$8,626.95.

Our investigation reveals that the Milwaukee Water Works responded to a leak in service in the area of 2611 North Holton Street on December 31, 2001. Since only a small amount of water was surfacing initially, the investigator reported a possible joint leak and requested that the location be salted and monitored. The Water Works investigator did not accurately assess the actual severity and potential for further damage. The next morning, the Water Works received a report that the leak was getting worse.

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The water main failed shortly later and caused flooding damage to the claimant's vehicle. Because settlement of this matter is deemed expeditious to the City of Milwaukee, we recommend payment of this claim for the agreed negotiated amount of \$7,940.95 and have attached the appropriate resolution for your convenience.

Very truly yours,



GRANT F. LANGLEY
City Attorney



MICHAEL G. TOBIN
Assistant City Attorney

MGT:beg
Enclosure