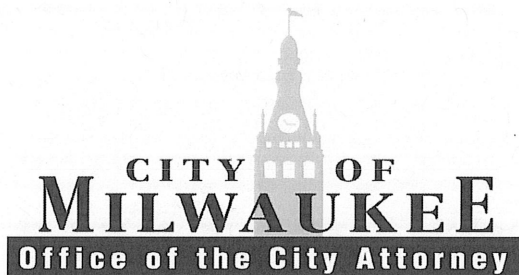


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July 18, 2019

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

Re: C.I. File No. 1029-2017-1957

Communication from: Gebhard Law Offices

8435 West Burleigh Street

Milwaukee, WI 53222 on behalf of

John Calarco

3225 North 87th Street

Milwaukee, WI 53222

To the Honorable Common Council:

Gebhard Law Offices alleges that on September 6, 2017 their client sustained injuries when he fell in a hole in the grass area between the curb and sidewalk at 5230 West Wisconsin Avenue. Claimed damages total \$250,000.00.

The Infrastructure Services Division (ISD), Forestry Section and Milwaukee Water Works records indicate that prior to September 6, 2017 the City had no notice of this hazard.


The ISD also notes that the building lateral for 5230 West Wisconsin Avenue was failing before it connects to a City manhole which is in good condition. The property owner was being contacted. This failure is a possible cause of the void. Maintenance of sewer laterals is the responsibility of the property owner under City Charter Ordinance 12.15.

There is no evidence that the City was negligent. Therefore, we recommend that this claim be denied.




Honorable Common Council
July 18, 2019
Page 2

Very truly yours,



GRANT F. LANGLEY
City Attorney



KATRYNA C. RHODES
Assistant City Attorney

KCR:mal
Enclosure

c: Samir Amin (Infrastructure-Streets)
Robert Brooks (Infrastructure-Sewers)
Randy Krouse (Forestry)
Michelle Thompson-Gray (Milwaukee Water Works)

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