

# CITY OF MILWAUKEE

Form CA-43

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

Re: Communication from Blue Circle Cement  
C.I. File No. 01-L-111

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, Blue Circle Cement, by its Representative Linda S. Rambousek, Terminal Manager, 712 West Canal Street, Milwaukee, WI 53233 alleges that starting on April 10, 2001, due to work associated with the Sixth Street Viaduct Project, they incurred dredging costs, lost profits, and other related costs and expenses. They claim damages in the amount of \$313,377.00.

Our investigation reveals that the Sixth Street Viaduct Project is a State of Wisconsin Project. Because this is under the jurisdiction of the state, the City cannot be held liable. Accordingly, we recommend that this claim be denied.

Very truly yours,

Handwritten signature of Grant F. Langley in black ink.

GRANT F. LANGLEY  
City Attorney

Handwritten signature of Michael G. Tobin in black ink.

MICHAEL G. TOBIN  
Assistant City Attorney

MGT:beg  
Enclosure