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August 8, 2007

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

Re: Resolution relating to the Claim of Larry Fettig  
C.I. File No.: 07-L-10

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, Larry Fettig, 10211 South Nicholson Road, Oak Creek, WI 53154 alleges that his sewer lateral for the property located at 2235 South 36<sup>th</sup> Street was crushed due to a City storm sewer that was installed on top of the lateral. Mr. Fettig claims damages in the amount of \$14,635.00.

This file was originally set to be heard by the Judiciary & Legislation Committee on July 2, 2007, but was adjourned so that the involved City departments could complete further investigation of this claim. The Sewer Maintenance Department (SMD) reviewed their records again regarding the storm sewer they repaired in 1987 at or near the location in question. They found the subject sewer did in fact cause damage to the claimant's sewer lateral. The claimant has accepted 60% of his claim which is \$8,781.00 to settle this matter.

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Because settlement of this matter is deemed expeditious to the City of Milwaukee, we recommend settlement of this claim in the amount of \$8,781.00 and have enclosed an appropriate resolution for your convenience.

Very truly yours,

GRANT F. LANGLEY  
City Attorney

MICHAEL G. TOBIN  
Assistant City Attorney

MGT:beg  
Enclosure  
1048-2007-469:122195