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April 1, 2025

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

RE: Communication from ANN WERMER  
C.I. File No. 1048-2024-2236

Dear Council Members:

Enclosed please find a proposed resolution. We ask that it be referred to the Judiciary and Legislation Committee with the following recommendation.

Ms. Wermer alleges on August 31, 2024, she sustained injuries when she tripped over a water curb stop near the sidewalk located at 3928 S. 58th Street. Ms. Wermer submitted a damage claim for \$20,000 for her medical bills, pain and suffering and inconvenience.

We have completed an investigation into this matter with Milwaukee Water Works (MWW). The utility confirmed that there were no calls received prior to August 31, 2024, when Ms. Wermer encountered the hazard at the subject location. Further research indicated that on October 22, 2024, the City of Milwaukee received a call from Ms. Wermer regarding the hazard, and a crew corrected the curb stop the following day.

It is our view that the utility took action and responded in a timely manner. The City is not liable for damages in this case and we recommend that the claim be denied.

Very truly yours,

A handwritten signature in black ink, appearing to read "Evan C. Goyke", written over a horizontal line.

EVAN C. GOYKE  
City Attorney

A handwritten signature in blue ink, appearing to read "Naomi E. Sanders", written over a horizontal line.

NAOMI E. SANDERS  
Deputy City Attorney

ECG/NES/MG/cdr

1048-2024-2236/296907

