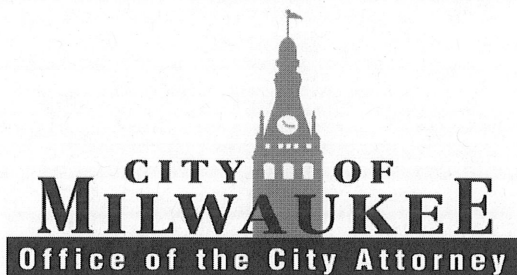


**GRANT F. LANGLEY**  
City Attorney

**MIRIAM R. HORWITZ**  
**ADAM B. STEPHENS**  
**MARY L. SCHANNING**  
**JAN A. SMOKOWICZ**  
Deputy City Attorneys



Milwaukee City Hall Suite 800 • 200 East Wells Street • Milwaukee, Wisconsin 53202-3551  
Telephone: 414.286.2601 • TDD: 414.286.2025 • Fax: 414.286.8550

SUSAN E. LAPPEN  
PATRICIA A. FRICKER  
HEIDI WICK SPOERL  
GREGG C. HAGOPIAN  
JAY A. UNORA  
KATHRYN Z. BLOCK  
KEVIN P. SULLIVAN  
THOMAS D. MILLER  
ROBIN A. PEDERSON  
JEREMY R. MCKENZIE  
PETER J. BLOCK  
JENNY YUAN  
ALLISON N. FLANAGAN  
HEATHER H. HOUGH  
ANDREA J. FOWLER  
PATRICK J. MCCLAIN  
NAOMI E. GEHLING  
BENJAMIN J. ROOVERS  
ELLENY B. CHRISTOPOULOS  
TYRONE M. ST. JUNIOR  
HANNAH R. JAHN  
JULIE P. WILSON  
GREGORY P. KRUSE  
KIMBERLY A. PRESCOTT  
SHEILA THOBANI  
KATRYNA C. RHODES  
NICOLE F. LARSEN  
JAMES M. CARROLL  
WILLIAM G. DAVIDSON  
MEIGHAN M. ANGER  
ALEXANDER R. CARSON  
JENNIFER J. TATE  
Assistant City Attorneys

February 4, 2020

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

Re: C. I. File No. 1029-2019-2422  
Communication from: Kanika Ward  
6478 N. 43<sup>rd</sup> Street  
Milwaukee, WI 53209

Dear Council Members:

Kanika Ward alleges that on October 2, 2019 she sustained damages when a City sewer backed up into the basement of her property located at 633 West Capitol Drive. Claimed damages total \$51,627.08.

The Infrastructure Services Division (ISD) records indicate that on October 2, 2019 Sewer Maintenance responded to a backwater call at this address. The City's sanitary sewer was found to be clogged. A Sewer Jet Vac was called but was unable to open the sewer. During the investigation it was determined that a private contractor, working on a paving project in the area, had damaged the sewer. Subsequently, it was repaired.

The ISD records also indicate that a paving project was being worked on in the vicinity of North 7th Street and West Capitol Drive at that time. This is a State of Wisconsin project, WisDOT Project ID 2025-19-70. Their address is State of Wisconsin Dept. of Transportation, Waukesha Transportation District 2, 141 NW Barstow Street, P.O. Box 798, Waukesha, WI 53187-0798. The general contractor involved in the project is Zenith Tech, Inc. Their address is N6 W23673 Bluemound Road, P.O. Box 1028, Waukesha, WI 53188-1028.




Since the City of Milwaukee is not involved in this project, it cannot accept liability. Therefore, we recommend that this claim be denied.

Very truly yours,



GRANT F. LANGLEY  
City Attorney



KATRYNA C. RHODES  
Assistant City Attorney

KCR:mal  
Enclosure

c: Robert Brooks (Infrastructure - Sewers)  
William Frasc (Infrastructure - Construction)

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