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November 16, 2022

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

RE: Communications from CATHOLIC FINANCIAL LIFE

C.I. File No. 1048-2022-277

Dear Sir or Madam:

Catholic Financial Life alleges it sustained damages to concrete paved walkways adjacent to its building from a water main break that occurred on November 16, 2021. Catholic Financial Life submitted a damage claim for estimated cost of the repairs to be \$79,500.

We have completed an investigation into this matter along with the Milwaukee Water Works (MWW) and DPW-Street Maintenance. On November 16, 2021, at 10:11am, MWW reported they received a report of a leak at the intersection of N. 11th Street and W. Wells Street. A field investigator responded and discovered a break in the 8" water main on W. Wells Street and, at 12:34pm, completed an emergency shutoff of the water main in preparation for repairs. MWW further reported that due to the size of the main and age of the infrastructure in this area of the city, an emergency shut off required several hours and was safely completed by 5:45pm. A MWW crew performed repairs and placed the water main back in service at 7:00pm.

DPW Street Maintenance staff also went to the location to determine the limits of any necessary restoration and to inspect the condition of the adjacent pavement/sidewalk maintained by Catholic Financial Life. DPW Street Maintenance determined that any reported damage to the concrete topping over the hollow vault was pre-existing. Google maps street view shows pre-existing cracks in the reported vault topping that date back to 2009.

HEIDI WICK SPOERL KATHRYN Z. BLOCK THOMAS D. MILLER PETER J. BLOCK ALLISON N. FLANAGAN PATRICK J. MCCLAIN HANNAH R. JAHN JULIE P. WILSON MEIGHAN M. ANGER ALEXANDER R. CARSON **ALEX T. MUELLER** ALEXANDER D. COSSI LISA A. GILMORE **NICHOLAS R. SINRAM** TAVISS K. SMITH KATHERINE A. HEADLEY L. ANTHONY JACKSON STACY J. MILLER MICHAEL C. RADAVICH JORDAN M. SCHETTLE THERESA A. MONTAG TYLER M. HELSEL NANCY A. DOMINSKI **ALEXANDER E. FOUNDOS** CHRISTOPHER P. JACKSON JAMES D. LEWIS TRAVIS J. GRESHAM Assistant City Attorneys



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It is our view that there is no evidence that the city is negligent. As such, we recommend that the claim be denied.

Very truly yours,

TEARMAN SPENCER

City Attorney

S. TODD FARRIS

Deputy City Attorney

STF/MTG/cdr

1048-2022-277/282608