

CITY OF MILWAUKEE

Form CA-43

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March 22, 2001

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

Re: Communication from Liss & Associates
C. I. File No. 01-L-14

Dear Council Members:

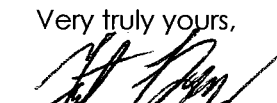
We return the enclosed document which has been filed with the City Clerk and ask that it be introduced and referred to the Committee on Judiciary & Legislation with the following recommendation.

Claimant, Liss & Associates, 8424 South 68th Street, Franklin, Wisconsin 53132 on their own behalf allege that on August 30, 2000 they sustained damages to their building located at 2743 West Highland Boulevard when an improperly repaired water main ruptured and flooded parts of the building. They claim damages in the amount of \$12,537.00.

The Milwaukee Water Works investigated this claim and determined that a private contractor ruptured a water branch service line at this location while performing excavation work. The private contractor was not employed by the City. A Water Works investigator was dispatched to the scene and turned the service off while the private contractor performed the necessary repairs.

There is no indication of improper repair or maintenance of the water service lines. The City cannot be held liable. Accordingly, we recommend denial of this claim.

Very truly yours,


GRANT F. LANGLEY
City Attorney


MICHAEL G. TOBIN
Assistant City Attorney

MGT:beg
Enclosure
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