



City of Milwaukee

City Hall
200 East Wells Street
Milwaukee, WI 53202

Meeting Agenda JUDICIARY & LEGISLATION COMMITTEE

ALD. ASHANTI HAMILTON, CHAIR

Ald. Terry Witkowski, Vice-Chair

**Ald. James Bohl, Jr., Ald. Joe Davis, Sr., and Ald. Robert
Donovan**

Staff Assistant, Joanna Polanco, 286-2366

Fax: 286-3456, jpolan@milwaukee.gov

**Legislative Liaison, Richard Withers, 286-8532,
rwithe@milwaukee.gov**

Monday, October 3, 2011

1:30 PM

Room 301-B, City Hall

1. [110741](#) Resolution supporting Wisconsin 2011 Senate Bill 165, an act relating to birth certificates for Milwaukee County residents.
Sponsors: Ald. Coggs and Ald. Hamilton
2. [110749](#) Communication from the City Attorney relative to expenditures from the Outside Counsel/Expert Witness Fund Special Purpose Account.
Sponsors: THE CHAIR
3. [110672](#) Substitute resolution authorizing the return of real estate located at 5602 W Roosevelt Dr, in the 10th Aldermanic District to Gray and Associates on behalf of Wells Fargo Financial. (Phia Thao Thoummavong)
Sponsors: THE CHAIR
4. [110522](#) Resolution relating to an appeal from Marlon Townsend for property damage. (9th Aldermanic District)
Sponsors: THE CHAIR
5. [110476](#) Resolution relating to an appeal from Nathan Tusler and Stephanie La Haye for loss of property. (4th Aldermanic District)
Sponsors: THE CHAIR
6. [110665](#) Resolution relating to the claim of Diane Milligan, agent for TransPac Solutions on behalf of Justine Stevens, for property damage.
Sponsors: THE CHAIR
7. [110680](#) Resolution relating to an appeal from Sandra Wagner for property damage. (13th Aldermanic District)
Sponsors: THE CHAIR
8. [110681](#) Resolution relating to an appeal from Jerry Garrett for the loss of his dog. (15th

Aldermanic District)

Sponsors: THE CHAIR

9. [110750](#) An ordinance relating to tax delinquent certified survey map parcels.

Sponsors: THE CHAIR

This meeting will be webcast live at www.milwaukee.gov/channel25.

Common Council members who are not members of this committee may attend this meeting to participate or to gather information. This meeting may constitute a meeting of the Common Council or any of its standing committees although no formal action will be taken at this meeting.

Upon reasonable notice, efforts will be made to accommodate the needs of persons with disabilities through sign language interpreters or auxiliary aids. For assistance contact the Legislative Services ADA Coordinator at 286-2998, (FAX)286-3456, (TDD)286-2025 or by writing to Room 205, City Hall, 200 E. Wells Street, Milwaukee, WI 53202.

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Persons engaged in lobbying as defined in s. 305-43-4 of the Milwaukee Code are required to register with the City Clerk's License Division. Lobbyists appearing before a Common Council committee are required to identify themselves as such. More information is available at www.milwaukee.gov/lobby.



Legislation Details (With Text)

File #: 110741 **Version:** 0
Type: Resolution **Status:** In Committee
File created: 9/20/2011 **In control:** JUDICIARY & LEGISLATION COMMITTEE
On agenda: **Final action:**
Effective date:
Title: Resolution supporting Wisconsin 2011 Senate Bill 165, an act relating to birth certificates for Milwaukee County residents.
Sponsors: ALD. COGGS, ALD. HAMILTON
Indexes: STATE LEGISLATION
Attachments: Senate Bill 165, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
9/20/2011	0	COMMON COUNCIL	ASSIGNED TO		
9/26/2011	0	CITY CLERK	Sponsor added		
9/27/2011	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		

Number
110741
Version
ORIGINAL
Reference

Sponsor
ALDS. COGGS AND HAMILTON
Title

Resolution supporting Wisconsin 2011 Senate Bill 165, an act relating to birth certificates for Milwaukee County residents.

Analysis

This resolution expresses support for Wisconsin 2011 Senate Bill 165. Under this bill, a resident of Milwaukee County may obtain a free birth certificate for one year following the effective date of the bill if the resident needs the birth certificate to obtain a driver's license or identification card for voting.

Body

Whereas, Under current state law, beginning with the 2012 spring primary election, an elector must present proof of identification that includes a photograph of the individual to vote in an election; and

Whereas, One of the requirements for obtaining a Wisconsin identification card or driver's license is providing proof of name and date of birth by presenting a certified U.S. birth certificate, valid passport or certificate of naturalization; and

Whereas, Under s. 69.22, Wis. Stats., there is a fee of \$20 for a certified birth certificate; and

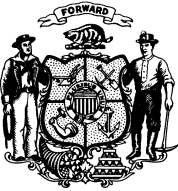
Whereas, The required fee for obtaining a certified birth certificate may place an undue financial

burden on eligible voters, particularly elderly, minority and rural voters; and

Whereas, Under Wisconsin 2011 Senate Bill 165, a resident of Milwaukee County may obtain a free birth certificate for one year following the effective date of the bill if the resident needs the birth certificate to obtain a driver's license or identification card for voting; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the Department of Administration-Intergovernmental Relations Division is directed to lobby for passage of Wisconsin 2011 Senate Bill 165, an act relating to birth certificates for Milwaukee County residents.

Drafter
LRB130224-1
Amy E. Hefter
9/21/2011



2011 SENATE BILL 165

August 11, 2011 – Introduced by Senator S. COGGS, cosponsored by Representatives YOUNG, E. COGGS, KESSLER and BERCEAU. Referred to Committee on Judiciary, Utilities, Commerce, and Government Operations.

1 **AN ACT relating to:** birth certificates for Milwaukee County residents.

Analysis by the Legislative Reference Bureau

Under current law, beginning with the 2012 spring primary election, an individual must present proof of identification that includes a photograph of the individual to vote in an election. Under current law, a driver's license or a state identification card issued by the Department of Transportation are permissible forms of identification for voting.

Under this bill, a resident of Milwaukee County may obtain a free birth certificate for one year following the effective date of the bill if the resident needs the birth certificate in order to obtain a driver's license or identification card for the purpose of voting.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

2 **SECTION 1. Nonstatutory provisions.**

3 (1) *Birth certificates for resident of Milwaukee County.* Ending one year after
4 the effective date of this subsection [LRB inserts date], and notwithstanding
5 section 69.22 (1) of the statutes, the state registrar and any local registrar acting

SENATE BILL 165**SECTION 1**

1 under subchapter I of chapter 69 of the statutes may not collect the fees described
2 in section 69.22 (1) (c) of the statutes if the requester states, in writing, that the
3 requester is an elector and a resident of Milwaukee County and that the birth
4 certificate is being obtained for the purpose of obtaining an operator's license issued
5 under chapter 343 of the statutes or an identification card issued under section
6 343.50 of the statutes for purposes of voting.

7 (END)

NOTICES SENT TO FOR FILE 110741:

[illegible]



Legislation Details (With Text)

File #: 110749 **Version:** 0

Type: Communication **Status:** In Committee

File created: 9/20/2011 **In control:** JUDICIARY & LEGISLATION COMMITTEE

On agenda: **Final action:**

Effective date:

Title: Communication from the City Attorney relative to expenditures from the Outside Counsel/Expert Witness Fund Special Purpose Account.

Sponsors: THE CHAIR

Indexes: CITY ATTORNEY, CONSULTANTS

Attachments: Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
9/20/2011	0	COMMON COUNCIL	ASSIGNED TO		
9/27/2011	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
9/27/2011	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		

Number
110749
Version
ORIGINAL
Reference

Sponsor
THE CHAIR
Title

Communication from the City Attorney relative to expenditures from the Outside Counsel/Expert Witness Fund Special Purpose Account.

Requestor

Drafter
CC-CC
jp
9/23/11

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
LINDA ULISS BURKE
VINCENT D. MOSCHELLA
Deputy City Attorneys



THOMAS O. GARTNER
SUSAN D. BICKERT
STUART S. MUKAMAL
THOMAS J. BEAMISH
MAURITA F. HOUREN
JOHN J. HEINEN
SUSAN E. LAPPEN
JAN A. SMOKOWICZ
PATRICIA A. FRICKER
HEIDI WICK SPOERL
KURT A. BEHLING
GREGG C. HAGOPIAN
ELLEN H. TANGEN
MELANIE R. SWANK
JAY A. UNORA
DONALD L. SCHRIEFER
EDWARD M. EHRlich
LEONARD A. TOKUS
MIRIAM R. HORWITZ
MARYNELL REGAN
G. O'SULLIVAN-CROWLEY
KATHRYN Z. BLOCK
ELOISA DE LEÓN
ADAM B. STEPHENS
KEVIN P. SULLIVAN
BETH CONRADSON CLEARY
THOMAS D. MILLER
JARELY M. RUIZ
ROBIN A. PEDERSON
DANIELLE M. BERGNER
CHRISTINE M. QUINN
MARGARET C. DAUN
JEREMY R. MCKENZIE
Assistant City Attorneys

September 28, 2011

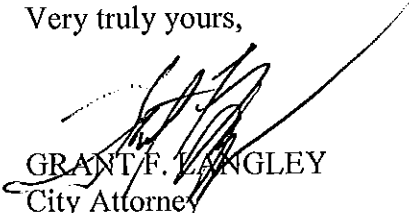
Alderman Ashanti Hamilton, Chair
Judiciary & Legislation Committee
City Hall – Room 205

Re: Expenditures for Outside Counsel and Experts

Dear Alderman Hamilton:

Pursuant to Common Council FN 030083, I am enclosing for your information an itemization of 2011 expenditures posted year-to-date from the Outside Counsel/Expert Witness Fund Special Purpose Account. Please contact me if you have any questions.

Very truly yours,


GRANT F. LANGLEY
City Attorney

Enclosures
GFL:bgw
#174029

OFFICE OF THE CITY ATTORNEY

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

2011 OUTSIDE COUNSEL/EXPERT SPA FUND YTD EXPENDITURES
9/28/2011

Account	Dept	Class	Amount	ShortName	Descr	Budg Ref	Year
634005	1490	S157	1,596.00	BLOCK, PETER	JUDE v. CITY	2011	2011
634005	1490	S157	1,659.00	BLOCK, PETER	JUDE v. CITY	2011	2011
634005	1490	S157	1,881.00	BLOCK, PETER	JUDE v. CITY	2011	2011
634005	1490	S157	1,602.00	BLOCK, PETER	JUDE v. CITY	2010	2011
634005	1490	S157	1,737.00	BLOCK, PETER	JUDE v. CITY	2011	2011
634005	1490	S157	1,596.00	BLOCK, PETER	ADJ TO PO 0000132314	2010	2011
634005	1490	S157	-1,596.00	BLOCK, PETER	JUDE v. CITY	2011	2011
634005	1490	S157	1,518.00	BLOCK, PETER	JUDE v. CITY	2011	2011
634005	1490	S157	69.00	BLOCK, PETER	JUDE v. CITY	2010	2011
634005	1490	S157	1,893.00	BLOCK, PETER	JUDE v. CITY	2011	2011
634005	1490	S157	1,998.00	BLOCK, PETER	JUDE v. CITY	2010	2011
634005	1490	S157	1,857.00	BLOCK, PETER	JUDE v. CITY	2010	2011
634005	1490	S157	1,476.00	BLOCK, PETER	JUDE v. CITY	2010	2011
634005	1490	S157	1,992.00	BLOCK, PETER	JUDE v. CITY	2011	2011
634005	1490	S157	1,902.00	BLOCK, PETER	JUDE v. CITY	2011	2011
634005	1490	S157	1,785.00	BLOCK, PETER	JUDE v. CITY	2011	2011
634005	1490	S157	1,920.00	BLOCK, PETER	JUDE v. CITY	2011	2011
634005	1490	S157	2,055.00	BLOCK, PETER	JUDE v. CITY	2011	2011
634005	1490	S157	1,596.00	BLOCK, PETER	ADJ TO 01066527	2011	2011
634005	1490	S157	-1,596.00	BLOCK, PETER	ADJ TO 01066527	2010	2011
634005	1490	S157	1,836.00	BLOCK, PETER	JUDE v. CITY	2011	2011
634005	1490	S157	28,776.00	BLOCK, PETER			
634005	1490	S157	9,018.75	EB JACOBS	EXPERT WITNESS (JUDE v. CITY)	2011	2011
634005	1490	S157	15,981.25	EB JACOBS	EXPERT WITNESS (JUDE v. CITY)	2011	2011
634005	1490	S157	29,425.00	EB JACOBS	EXPERT WITNESS (JUDE v. CITY)	2011	2011
634005	1490	S157	54,425.00	EB JACOBS			

2011 OUTSIDE COUNSEL/EXPERT SPA FUND YTD EXPENDITURES
9/28/2011

Account	Dept	Class	Amount	ShortName	Descr	Bud Ref	Year
634005	1490	S157	10.01	GRZECA LAW GROUP	KHUBBAR, MANJEET	2011	2011
634005	1490	S157	166.88	GRZECA LAW GROUP	QADAH, DIAB	2011	2011
634005	1490	S157	289.42	GRZECA LAW GROUP	QADAH, DIAB	2011	2011
634005	1490	S157	9.79	GRZECA LAW GROUP	KHUBBAR, MANJEET	2011	2011
634005	1490	S157	200.75	GRZECA LAW GROUP	QADAH, DIAB	2011	2011
634005			676.85	GRZECA LAW GROUP			
634005	1490	S157	65.00	GUNTA REAK	JACOBY v. DUDLEY	2011	2011
634005	1490	S157	2,256.10	GUNTA REAK	JUDE v. CITY (BELMORE)	2011	2011
634005	1490	S157	-2,256.10	GUNTA REAK	ADJ TO PO 0000126445	2011	2011
634005	1490	S157	2,256.10	GUNTA REAK	Jude v. City	2009	2011
634005	1490	S157	158.75	GUNTA REAK	JUDE v. CITY (BELMORE)	2010	2011
634005	1490	S157	2,076.25	GUNTA REAK	JUDE v. CITY (BELMORE)	2010	2011
634005	1490	S157	4,717.90	GUNTA REAK	JACOBY v. DUDLEY	2010	2011
634005	1490	S157	844.60	GUNTA REAK	Jacoby v. Dudley	2010	2011
634005	1490	S157	1,167.50	GUNTA REAK	Jacoby v. Dudley	2010	2011
634005	1490	S157	1,128.50	GUNTA REAK	JACOBY v. DUDLEY	2011	2011
634005	1490	S157	25.85	GUNTA REAK	Jude v. City	2011	2011
634005	1490	S157	1,306.65	GUNTA REAK	Jude v. City	2009	2011
634005	1490	S157	414.50	GUNTA REAK	Jude v. City	2009	2011
634005	1490	S157	4,577.15	GUNTA REAK	JACOBY v. DUDLEY	2011	2011
634005	1490	S157	282.10	GUNTA REAK	JACOBY v. DUDLEY	2010	2011
634005	1490	S157	1,248.65	GUNTA REAK	Jude v. City	2011	2011
634005	1490	S157	1,934.75	GUNTA REAK	JACOBY v. DUDLEY	2011	2011
634005	1490	S157	389.00	GUNTA REAK	JACOBY v. DUDLEY	2011	2011

2011 OUTSIDE COUNSEL/EXPERT SPA FUND YTD EXPENDITURES
9/28/2011

Account	Dept	Class	Amount	ShortName	Desc	Bud Ref	Year
634005	1490	S157	3,038.75	GUNTA REAK	Jude v. City	2011	2011
634005	1490	S157	49.25	GUNTA REAK	JACOBY v. DUDLEY	2011	2011
634005	1490	S157	279.75	GUNTA REAK	JUDE v. CITY (BELMORE)	2010	2011
			25,961.00	GUNTA REAK			
634005	1490	S157	401.50	HARLEY, GREG	Haas v COM trial testimony	2011	2011
			401.50	HARLEY, GREG			
634005	1490	S157	3,026.60	HAYES, THOMAS	OUTSIDE CONSULTANT	2011	2011
634005	1490	S157	2,175.66	HAYES, THOMAS	OUTSIDE CONSULTANT	2011	2011
634005	1490	S157	895.94	HAYES, THOMAS	OUTSIDE CONSULTANT	2010	2011
			6,098.20	HAYES, THOMAS			
634005	1490	S157	713.56	MICHAEL BEST	BOZA Appeals Case No. 28710	2011	2011
634005	1490	S157	517.50	MICHAEL BEST	BOZA Appeals Case No. 28710	2010	2011
634005	1490	S157	2,425.50	MICHAEL BEST	BOZA Appeals Case No. 28710	2010	2011
634005	1490	S157	2,649.50	MICHAEL BEST	BOZA Appeals Case No. 28710	2011	2011
			6,306.06	MICHAEL BEST			
634005	1490	S157	1,500.00	NAHMED, SHELDON	METROPOLITAN ASSOC V COM	2011	2011
			1,500.00	NAHMED, SHELDON			
634005	1490	S157	16,668.75	RAWSKY, ROBERT	EXPERT WITNESS (JUDE v. CITY)	2011	2011
			16,668.75	RAWSKY, ROBERT			
634005	1490	S157	1,102.50	SEIBEL LAW OFFICES	U.S. Oil v. City Appeal	2011	2011

2011 OUTSIDE COUNSEL/EXPERT SPA FUND YTD EXPENDITURES
9/28/2011

Account	Dept	Class	Amount	ShortName	Descr	BudRef	Year
634005	1490	S157	40,600.00	SEIBEL LAW OFFICES	U.S. Oil v. City Appeal	2011	2011
634005	1490	S157	175.00	SEIBEL LAW OFFICES	U.S. Oil v. City Appeal	2010	2011
634005	1490	S157	1,137.50	SEIBEL LAW OFFICES	U.S. Oil v. City Appeal	2010	2011
634005	1490	S157	15,590.00	SEIBEL LAW OFFICES	U.S. Oil v. City Appeal	2010	2011
634005	1490	S157	9,400.00	SEIBEL LAW OFFICES	U.S. Oil v. City Appeal	2011	2011
634005	1490	S157	7,782.50	SEIBEL LAW OFFICES	U.S. Oil v. City Appeal	2011	2011
			75,787.50	SEIBEL LAW OFFICES			
634005	1490	S157	303.75	WEBER, ROBERT	GRABOWSKI V VOLKERT	2011	2011
634005	1490	S157	168.75	WEBER, ROBERT	LOGAN V HAGEN	2011	2011
			472.50	WEBER, ROBERT			
			217,073.36	Grand Total			

NOTICES SENT TO FOR FILE 110749:

[illegible]



Legislation Details (With Text)

File #: 110672 **Version:** 1

Type: Resolution **Status:** In Committee

File created: 9/20/2011 **In control:** JUDICIARY & LEGISLATION COMMITTEE

On agenda: **Final action:**

Effective date:

Title: Substitute resolution authorizing the return of real estate located at 5602 W Roosevelt Dr, in the 10th Aldermanic District to Gray and Associates on behalf of Wells Fargo Financial. (Phia Thao Thoummavong)

Sponsors: THE CHAIR

Indexes: IN REM JUDGMENTS

Attachments: Request for Vacation of In Rem Judgment, Treasurer office letter, letter from Depart of Neighborhood Services, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
9/20/2011	0	COMMON COUNCIL	ASSIGNED TO		
9/27/2011	1	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		

Number

110672

Version

SUBSTITUTE 1

Sponsor

THE CHAIR

Title

Substitute resolution authorizing the return of real estate located at 5602 W Roosevelt Dr, in the 10th Aldermanic District to Gray and Associates on behalf of Wells Fargo Financial. (Phia Thao Thoummavong)

Analysis

Permits return of property owned by the City under conditions imposed by s. 304-50, Milw. Code of Ordinances

Body

Whereas, The property located at 5602 W Roosevelt Dr, previously owned by Gray and Associates on behalf of Wells Fargo Financial, has delinquent taxes for 2011-01 and was foreclosed upon pursuant to Sec. 75.521, Wis. Stats., and a fee simple absolute was obtained in favor of the City of Milwaukee dated June 29 110672; and

Whereas, Gray and Associates on behalf of Wells Fargo Financial would like to reclaim said property by paying all City and County real estate taxes, plus accrued interest and penalties to date of payment, and all costs as sustained by the City in the foreclosing and management of said property since June 29; and

Whereas, Gray and Associates on behalf of Wells Fargo Financial, has agreed to pay all related city charges up until the point that the property is returned, as well as all charges and conditions which are detailed in the letters submitted by the Department of Neighborhood Services, Department of City Development, the Health Department and the Treasurer's Office, as though set forth in this resolution; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that in order to return the property at 5602 W Roosevelt Dr, a cashier's check must be submitted in the amount indicated by the City Treasurer within thirty (30) calendar days of the adoption of this resolution; and, be it

Further Resolved, That the City Attorney is then authorized to enter into a stipulation with the former owner to reopen and vacate the City's judgment in Milwaukee County Circuit Court Case No. 11CV 3502 known as the 2011-01 In Rem Parcel 88, securing the court's order and recording said order with the Milwaukee County Register of Deeds; and, be it

Further Resolved, That if the above delinquent taxes, interest, and penalties are not paid within thirty (30) calendar days of the adoption of this resolution, this process becomes null and void.

Drafter

CC CC

jp

09/20/2011

WAYNE F. WHITTOW
City Treasurer



James L. Hanna
Deputy City Treasurer

James F. Klajbor
Special Deputy City Treasurer

OFFICE OF THE CITY TREASURER
Milwaukee, Wisconsin

September 8, 2011

To: Milwaukee Common Council
City Hall, Room 205

From:  Wayne F. Whittow
City Treasurer

Re: Request for Vacation of Inrem Judgment
Tax Key No.: 289-0507-000-4
Address: 5602 W ROOSEVELT DR
Owner Name: PHIA THAO KONGSONE THOUMMAVONG
Applicant/Requester: WELLS FARGO FINANCIAL
REPRESENTED BY GRAY & ASSOCIATES
2011-01 Inrem File
Parcel: 88
Case: 11CV 3502

Attached is a completed application for Vacation of Inrem Judgment and documentation of payment of costs.

The City of Milwaukee acquired this property on 6/29/2011.

WFW/slk



REQUEST FOR VACATION OF IN REM JUDGMENT

FOLLOW THE INSTRUCTIONS LISTED BELOW:

1. Type or print firmly with ball point pen.
2. Use separate form for each property.
3. Check the copy of the attached ordinance for guidelines and eligibility. No written request to proceed under the ordinance may be submitted for consideration to the Common Council where more than 90 days has elapsed from the date of entry of the in rem judgment to the date of receipt of the request by the City Clerk.
4. **Administrative costs totaling \$1,370.00, must be paid by Cashiers Check or cash to the City Treasurer's Office prior to acceptance of this application.**
5. Complete boxes a, b c, d, and e.
6. Forward completed application to City Treasurer, 200 East Wells Street, Room 103, Milwaukee, WI 53202

APPLICANT INFORMATION:

A. PROPERTY ADDRESS 5602 W. Roosevelt Drive
 TAXKEY NUMBER 289-0507-4
 NAME OF APPLICANT Wells Fargo Financial
 MAILING ADDRESS Gray + Associates, Attn: D'Ann Haskins, 16345 W.
Glendale Dr., New Berlin, WI 53151-2841 (414) 224-1741
 CITY STATE ZIP CODE TELEPHONE NUMBER

B. FORMER OWNER YES _____ NO X

If no, describe interest in this property Wells Fargo holds a 1st mortgage on property.
Mortgage is in amount of \$163,183.71 and was recorded on
Oct. 15, 2007 as Doc. No. 09509347.

C. LIST ALL OTHER REAL PROPERTY IN THE CITY OF MILWAUKEE THAT THE FORMER OWNER HAS AN OWNERSHIP INTEREST IN (If not applicable, write NONE).

None

(Use reverse side, if additional space is needed)

D. HAVE MONIES FOR ADMINISTRATIVE COSTS BEEN DEPOSITED WITH THE CITY TREASURER'S OFFICE? (Documentation must be attached)

YES X NO _____

Check Attached

E. DEPT OF NEIGHBORHOOD SERVICES FILING:

Have applications to record the subject property and any other unrecorded properties in which the former owner has an ownership interest been filed with the Department of Neighborhood Services per s. 200-51.5.

YES X NO _____

2011 SEP -8 AM 11:00
 RECEIVED
 DEPT. OF NEIGHBORHOOD SERVICES

Applicant warrants and represents that all of the information provided herein is true and correct and agrees that if title to the property is restored to the former owner, applicant will indemnify and hold City harmless from and against any cost or expense which may be asserted against City as a result of its being in the chain of title to the property. Applicant understands that if this request is withdrawn or denied the City shall retain all of the administrative costs applicant paid.

APPLICANT'S SIGNATURE

D'Ann Haskins
Gray + Associates, LLP

DATE 9-7-11

Office of the City Treasurer - Milwaukee, Wisconsin
Administration Division
Cash Deposit of Delinquent Tax Collection

<u>Cashier Category</u>	<u>Cashier Payclass</u>	<u>Dollar Amount</u>
1910	Delinquent Tax Collection	
	1911 City Treasurer Costs	220.00
	1912 DCD Costs	450.00
	1913 City Clerk Costs	200.00
	1914 City Attorney Costs	500.00
	Grand Total	1,370.00

Date 9/8/2011

Comments for Treasurer's Use Only

Administrative Costs - Request for Vacation of Judgment

File Number: 2011 - 01

Taxkey Number: 289-0507-000 - 4

Property Address: 5602 5602 W ROOSEVELT DR

Owner Name PHIA THAO
KONGSONE THOUMMAVONG

Applicant: WELLS FARGO FINANCIAL REPRESENTED BY
GRAY & ASSOCIATES

Parcel Number: 88

CaseNumber: 11CV 3502



Office of the City Treasurer

City Hall, Room 103 • 200 East Wells Street • Milwaukee, Wisconsin 53202
Telephone: (414) 286-2240 • TTY: (414) 286-2025 • FAX: (414) 286-3186

September 21, 2011

To: Milwaukee Common Council
Room 205, City Hall

From: Wayne F. Whittow, City Treasurer
Office of the City Treasurer

Re: 110672 Reopening and Vacating InRem Judgment
Tax Key No.: 289-0507-000-4
Address: 5602 W ROOSEVELT DR
Owner Name: PHIA THAO KONGSONE THOUMMAVONG
Applicant/Requester: WELLS FARGO FINANCIAL REPRESENTED BY
GRAY & ASSOCIATES
2011-01 in rem, Parcel: 88
Case: 11CV 3502, Acquired: 6/29/2011

Listed below are the outstanding taxes on the above parcel. The administrative costs in the amount of \$1,370.00 have been paid.

TAX YEARS	IF PAID IN OCT	IF PAID BY NOV 10, 2011
2008-2010	\$1,1644.90	\$11,644.90
Interest	\$2,391.46	\$2,506.55
Penalty	\$1,195.73	\$1,253.28
TOTAL*	\$15,232.09	\$15,404.73

***The above figures may change prior to payment due to possible additional costs.**

WFW/slk



Department of Neighborhood Services
Inspectional services for health, safety and neighborhood improvement

Art Dahlberg
Commissioner

Thomas G. Mishefske
Operations Manager

September 21, 2011


Alderman Ashanti Hamilton, Chair
Judiciary and Legislation Committee
Office of the City Clerk
Room 205, City Hall

Re: File No. 110672
 Address 5602 W Roosevelt Dr

Dear Alderman Hamilton:

The owner of the above-referenced property has applied for a Vacation of In Rem Judgment. The Department of Neighborhood Services has no outstanding orders or charges and does not object to the request.

Sincerely,


Lynne Steffen
Business Operations Manager



Department of City Development

City Plan Commission
Historic Preservation Commission
Neighborhood Improvement
Development Corporation
Redevelopment Authority

Rocky Marcoux
Commissioner

Martha L. Brown
Deputy Commissioner

September 27, 2011

Ms. Joanna Polanco, Staff Assistant
Judiciary & Legislation Committee
Room 205, City Hall
City of Milwaukee

Dear Ms. Polanco:

Re: File Number 110672
5602 West Roosevelt Drive

The Department of City Development reports that the tax foreclosed property located at 5602 West Roosevelt Drive, Tax Key No. 289-0507-000-4, is not suitable for use by a public agency or community based organization. Also, said property is not located in an existing or planned project area.

This residential structure is occupied. Administrative costs incurred by our Department total \$450.00.

If you have any questions, feel free to contact Ms. Karen Taylor at Extension 5738.

Sincerely,

Clifton W. Crump
Real Estate Project Manager

c: K. Urban, City Treasurer/Customer Service
K. Sullivan, City Attorney's Office

NOTICES SENT TO FOR FILE 110672:

[illegible]



Legislation Details (With Text)

File #: 110522 **Version:** 0

Type: Resolution **Status:** In Committee

File created: 9/1/2011 **In control:** JUDICIARY & LEGISLATION COMMITTEE

On agenda: **Final action:**

Effective date:

Title: Resolution relating to an appeal from Marlon Townsend for property damage. (9th Aldermanic District)

Sponsors: THE CHAIR

Indexes: CLAIMS APPEAL

Attachments: Appeal, City Attorney Letter, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
8/11/2011	0	COMMON COUNCIL	ASSIGNED TO		
9/7/2011	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
9/8/2011	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
9/8/2011	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
9/12/2011	0	JUDICIARY & LEGISLATION COMMITTEE	HELD TO CALL OF THE CHAIR	Pass	4:0
9/27/2011	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		

Number

110522

Version

ORIGINAL

Reference

Sponsor

THE CHAIR

Title

Resolution relating to an appeal from Marlon Townsend for property damage. (9th Aldermanic District)

Drafter

CC-CC

dkf

8/11/11

August 5, 2011

Milwaukee City Clerk
200 East Wells Street Room 205
Milwaukee, Wisconsin 53202
Claim No.: 11-S-76

CITY OF MILWAUKEE

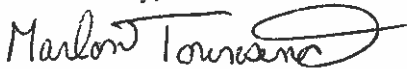
11 AUG -8 PM 3:48

RONALD D. LEONHARDT
CITY CLERK

To Whom It May Concern:

My name is Marlon L Townsend I am writing this letter as an appeal to the City's decision to deny my claim of the damage done to my 2011 Dodge Nitro when it was towed by the City of Milwaukee. The City's decision states that there were already scratches and dents all over my vehicle, which is completely false. I purchased my vehicle in November of 2010, brand new; it was towed in February of 2011 and there was no scratches or dents and still is none to this day. I have attached pictures of my vehicle today as proof that the only damage to my vehicle is the front end damage in which my claim is for. In addition I have attached a copy of the letter of denial for my claim highlighting the false statements. Finally I have attached proof of when I purchased my vehicle. As a result of this appeal I am still seeking to the amount in which previously stated of \$899.87. A prompt response is greatly appreciated.

Yours truly,



Marlon Townsend
414.881.3079

CITY OF MILWAUKEE
RECEIVED
2011 AUG -9 PM 1:24
OFFICE OF
CITY ATTORNEY



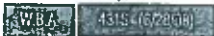








CONSUMER

MOTOR VEHICLE CONSUMER SIMPLE INTEREST INSTALLMENT SALE
AND SECURITY AGREEMENTBoxes Checked Are Applicable.
Boxes Not Checked Are Inapplicable.

Wisconsin Bankers Association 2008

1. CREDIT SALE AGREEMENT

57890966

Goods Sold and Credit Request. I purchased from the undersigned seller ("Seller") at the price and on the terms of a separate purchase agreement the following goods, and I acknowledge receipt of them, in satisfactory condition. I request that the sale be financed on the terms of this Agreement and agree that all terms and conditions of the purchase agreement, other than financial terms and conditions, survive the execution of this Agreement. I agree to pay to Seller the Amount Financed shown on line 2(g), plus interest, according to the Payment Schedule shown below. This Agreement bears interest at the rate of 11.9000% per year on the unpaid balance until the scheduled date of the final installment and after that date at the default rate of 11.9000% per year until paid. I agree to pay the Late Charge shown below. I also agree to pay a charge of \$ 15.00, as permitted under §422.202(1)(d), Wis. Stats., for each check presented for payment under this Agreement which is returned unsatisfied. Payments shall be applied (to the extent not prohibited by the Wisconsin Consumer Act) in such order as Seller elects to charges and amounts due under this Agreement. Amounts disclosed in Sections 2 and 3 are computed on the assumption that all installments will be paid when due.

NEW OR USED	YEAR	NO. CYL	MAKE-TRADE NAME	BODY STYLE (IF TRUCK, TONS CAPACITY)	MODEL	SERIAL NUMBER OR IDENTIFICATION NUMBER
NEW	2011		DODGE	UT	NITRO	104PU4GX1BW501589

If applicable, titled or to be titled in name of MARLON L TOWNSEND

2. ITEMIZATION OF AMOUNT FINANCED AND OTHER CHARGES

(a) Cash Price		(a) \$	25675.00
(b) Trade-In: (1) Year <u>N/A</u> Make <u>N/A</u> Model <u>N/A</u>			
Allowance \$ <u>N/A</u> - Lien/Lease Payoff \$ <u>N/A</u>			
Owes to <u>N/A</u>			
Net Positive Trade-in Value of \$ <u>0.00</u>			
Trade-in: (2) Year <u>N/A</u> Make <u>N/A</u> Model <u>N/A</u>			
Allowance \$ <u>N/A</u> - Lien/Lease Payoff \$ <u>N/A</u>			
Owes to <u>N/A</u>			
Net Positive Trade-in Value of \$ <u>0.00</u>			
Net Positive Trade-in Value (1) plus (2) of		(b) \$	0.00
(c) Total Cash Received \$ <u>2100.00</u> (Includes factory or manufacturer rebate of \$ <u>2000.00</u>)		(c) \$	2100.00
(d) Downpayment: Cash \$ <u>2100.00</u> + Net Positive Trade In Value \$ <u>0.00</u> = Total Downpayment of		(d) \$	2100.00
(e) Amount paid to Seller (a - d)		(e) \$	23575.00

Wells Fargo Dealer Services has been assigned your contract and will be financing your vehicle. This is a copy of the retail installment sales contract for your reference.

(f) Amounts paid to others on my behalf which are being financed:

	Paid In Cash Not Financed	Being Financed
(1) To public officials for:		
Sales Tax	\$ <u>N/A</u>	\$ <u>1437.81</u>
Filing Fees (Notation and Release of Lien)	\$ <u>N/A</u>	\$ <u>N/A</u>
Title Application, Transfer & Registration	\$ <u>N/A</u>	\$ <u>99.00</u>
(2) To property insurance company for coverages checked below (actual cash value)	\$ <u>N/A</u>	\$ <u>N/A</u>
<input type="checkbox"/> \$ <u>N/A</u> Deductible Comprehensive		
<input type="checkbox"/> \$ <u>N/A</u> Deductible Collision		
<input type="checkbox"/> Fire, Theft and Combined Additional Coverage		
(3) To liability insurance company	\$ <u>N/A</u>	\$ <u>N/A</u>
(4) To	\$ <u>N/A</u>	\$ <u>N/A</u>
(5) To	\$ <u>N/A</u>	\$ <u>N/A</u>
(6) To	\$ <u>N/A</u>	\$ <u>N/A</u>
[Subtotal for computing credit insurance premium e + f(1) through (6) \$ <u>25111.81</u>]		
(7) To credit life insurance company	\$ <u>N/A</u>	\$ <u>N/A</u>
(8) To credit accident and sickness insurance company	\$ <u>N/A</u>	\$ <u>N/A</u>

Total Amount Paid to Others Which Is Being Financed (Seller may be retaining a portion of this amount)

(f) \$	1536.81
(g) Amount Financed (e + f)	(g) \$ 25111.81
(h) Finance Charge	(h) \$ 10314.35
(i) Total of Payments (g + h)	(i) \$ 35426.16
(j) Total Sale Price (d + i)	(j) \$ 37526.16

3. TRUTH IN LENDING DISCLOSURES

ANNUAL PERCENTAGE RATE	FINANCE CHARGE	Amount Financed	Total of Payments	Total Sale Price	(“e” means an estimate)
The cost of my credit as a yearly rate.	The dollar amount the credit will cost me.	The amount of credit provided to me or on my behalf	The amount I will have paid after I have made all payments as scheduled.	The total cost of my purchase on credit, including my downpayment of \$ <u>2100.00</u>	
<u>11.9000</u> %	\$ <u>10314.35</u>	\$ <u>25111.81</u>	\$ <u>35426.16</u>	\$ <u>37526.16</u>	

4. SECURITY AGREEMENT

I grant to Seller a security interest in the goods described above, and all accessions to and proceeds of such goods ("Collateral"). The Collateral secures performance of all my obligations in this Agreement and all extensions, modifications and renewals of them ("Obligations").

5. COVENANTS

- (a) **Ownership and Purpose.** Acting alone, I may grant a security interest in the Collateral. The Obligations under this Agreement are incurred and the Collateral is acquired primarily for personal, family or household purposes.
- (b) **Title.** Vehicle will be ☒ titled in Wisconsin ☐ titled in _____ ☐ not titled.
- (c) **Location.** The Collateral will be kept at the address below Section 7, or if not, at: _____

(NO. AND STREET)

(CITY OR TOWN)

(STATE)

Such location shall not be changed without providing at least 30 days prior written notice of the change to Seller, but I intend that the Collateral, wherever located, is covered by this Agreement.

- (d) **Marital Information.** For Wisconsin resident only: I am ☐ married ☒ unmarried ☐ legally separated. If I am married and my spouse is not signing below the name of my spouse is N/A and my spouse resides at ☐ the address shown below Section 7 or at ☐.
- (e) **Marital Purpose.** If I am a married Wisconsin resident, the obligation evidenced by this Agreement is being incurred in the interest of my marriage or family.

X

CUSTOMER

- (f) **Name and Address.** My legal name is as set forth below Section 7. The address of my principal residence is as set forth below Section 7. I will not change my legal name or address without providing at least 30 days prior written notice of the change to Seller.
- (g) **Additional Covenants.** I shall observe and comply with the Additional Provisions on the reverse side and shall not permit an event of default to occur.

6. INSURANCE

- (a) **CREDIT LIFE AND CREDIT ACCIDENT AND SICKNESS INSURANCE ARE NOT REQUIRED TO OBTAIN CREDIT, AND WILL NOT BE PROVIDED UNLESS I SIGN AND AGREE TO PAY THE ADDITIONAL COST.** I want the insurance at the cost(s) shown below for the term of the Agreement (or _____ months, whichever is less) subject to terms and conditions of separate policy or certificate of insurance.
- Credit Life Insurance \$ N/A Credit Accident & Sickness Insurance \$ N/A

X

INSURED

X

INSURED

X

JOINT INSURED

X

JOINT INSURED

- (c) **I MAY OBTAIN PROPERTY AND LIABILITY INSURANCE FROM ANYONE I WANT THAT IS REASONABLY ACCEPTABLE TO SELLER.**

If I get the insurance from Seller, I will pay \$ N/A for estimated term of N/A months.

- (d) **WARNING:** Unless an amount appears on line (f)(3) of Section 2, Insurance coverage hereunder is not public liability insurance and does not protect the driver of the vehicle from liability for damages resulting from negligent use of the vehicle.

- (b) **DEBT CANCELLATION COVERAGE, SPECIFICALLY CALLED GUARANTEED AUTOMOBILE PROTECTION ("GAP"), IS NOT REQUIRED TO OBTAIN CREDIT AND GAP WILL NOT BE PROVIDED UNLESS I ELECT SUCH COVERAGE AND SIGN AND AGREE TO PAY THE ADDITIONAL COST.** I elect GAP and agree to pay the cost shown below for the original term of this Agreement (or _____ months, whichever is less), subject to terms and conditions of the separate GAP election or description of coverage. GAP coverage cost is \$ N/A.
- I acknowledge receipt of the description of GAP coverage separately provided to me.

X

CUSTOMER

X

CUSTOMER

7. PERSONS BOUND

"I", "my", "me" and "mine" includes each customer who signs this Agreement and our obligations are joint and several, except that _____ signs below solely to grant a security interest in the Collateral. This Agreement benefits Seller, its successors and assigns, and binds me and my heirs, personal representatives, successors and assigns. **This Agreement includes the Additional Provisions on the reverse side.** I have received a completed copy of this Agreement.

The Annual Percentage Rate may be negotiable with Seller. Seller may assign this Agreement and retain its right to receive a part of the Finance Charge.

NOTICE
TO
CUSTOMER

- (a) DO NOT SIGN THIS BEFORE YOU READ THE WRITING ON THE REVERSE SIDE, EVEN IF OTHERWISE ADVISED.
- (b) DO NOT SIGN THIS IF IT CONTAINS ANY BLANK SPACES.
- (c) YOU ARE ENTITLED TO AN EXACT COPY OF ANY AGREEMENT YOU SIGN.
- (d) YOU HAVE THE RIGHT AT ANY TIME TO PAY IN ADVANCE THE UNPAID BALANCE DUE UNDER THIS AGREEMENT AND YOU MAY BE ENTITLED TO A PARTIAL REFUND OF FINANCE CHARGE.

Dated 11/01/2010

GRIFFIN SALES INC

SELLER

(SEAL)

X

Marlon Townsend

CUSTOMER

(SEAL)

By:

AUTHORIZED SIGNATURE

X

MARLON L. TOWNSEND

(SEAL)

Seller's Address: 5700 S. 27TH ST.

X

CUSTOMER

MILWAUKEE, WI

53221

This Agreement may be assigned to ("Assignee"):

WELLS FARGO DEALER SERVICES, INC
PO BOX 997517
SACRAMENTO CA 95899

Customer's Address: 5147 W CALUMET ROAD

SEE SECTIONS 5(c), (d) and (f)

MILWAUKEE, WI 53220

*Type or print name signed above.

~~CITIZEN USE ONLY~~

~~CUSTOMER INFORMATION~~

TOW #: _____

NAME: MARLON L. TOWNSEND

DATE: _____

ADDRESS: 6147 W CALUMET RD

CLERK ID: _____

PHONE #: 414-881-3079

PHOTOS TAKEN ☒ YES ☐ NO

DATE FILED: 2-25-11

PHOTOS ATTACHED ☒ YES ☐ NO

ALL FORMS COMPLETED ☒ YES ☐ NO

***Complaint must be signed by citizen completing form.

CITIZEN'S STATEMENT

STATEMENT ATTACHED

2011 MAR 23 PM 12:23
RONA CITY

CITY OF MILWAUKEE
RECEIVED
2011 MAR 23 PM 2:46
OFFICE OF
CITY ATTORNEY

Marlon Townsend

***SIGNATURE

2-25-11

DATE

-OVER-

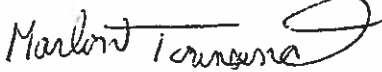
Tow Number: 1486562

To Whom It May Concern:

On February 16, 2011 my vehicle a 2011 Dodge Nitro, license plate 187SKK, was towed to the Milwaukee Tow Lot, 3811 West Lincoln Ave., because of unpaid parking tickets.

On February 16, 2011 I paid my unpaid parking tickets and towing fee in order to have my vehicle released to me and I drove it off the tow lot that day. On February 18, 2011 I noticed some damage to the front end of my vehicle that was not there before it was towed, as the vehicle is only three months old. I have attached a picture of this damage that I probably did not notice right away because of the salt and dirt that was on my vehicle. I would like to know in a timely fashion what steps I have to take in order to have these damages repaired at the tow lot's or towing company's expense.

Thank you,
Marlon Townsend



414.881.3079

CITY OF MILWAUKEE
2011 MAR 23 AM 11:52
RONALD D. LEONARD
CITY CLERK

(JPEG Image, 2560x1920 pixels) - Scaled (31%)

<https://mail.google.com/mail/?ui=2&ik=72417280a7&view=att&th=...>



MARLON L. TOWNSEND
6147 W CALUMET RD.
MILWAUKEE, WI 53223

To Whom It May Concern:

My name is Marlon L Townsend my 2011 Dodge Nitro was towed by the city of Milwaukee in February 2011 due to unpaid parking tickets. As a result of the towing process my truck received some front end damage. I then submitted a claim along with picture evidence to report the damage to the city of Milwaukee in March 2011. I was informed on June 27, 2011 that I had to submit a money claim in writing as well as documentation proving that the amount I am asking for is legitimate. This is an official notice of the amount I am asking for totaling, \$899.87. The necessary documentation for this amount is attached. Please notify as soon as possible what the next steps are to complete this claim.

Thank you,
Marlon L Townsend
414.881.3079
Claim Number: 11-S-76

Marlon Townsend

CITY OF MILWAUKEE
11 JUN 29 PM 3:38
RONALD D. LEONHARDT
CITY CLERK

CITY OF MILWAUKEE
RECEIVED
2011 JUL -5 PM 1:09
OFFICE OF
CITY ATTORNEY

BODYCRAFTERS, INC.
N96 W14555 COUNTY LINE ROAD
MENOMONEE FALLS, WI 53051
PHONE: 262-253-1107
FAX: 262-253-1185

*** PRELIMINARY ESTIMATE ***

04/13/2011 11:11 AM

Owner

Owner: MARLON TOWNSEND
Address: 6147 W CALUMET RD
City State Zip: Milwaukee, WI 53223

Cell: (414)881-3079
FAX:

Inspection

Inspection Date: 04/13/2011 11:11 AM

Inspection Type:

Repairer

Repairer: BODYCRAFTERS COLLISION
CENTE

Contact: JEFF WARDON

Vehicle

2011 Dodge Nitro Heat 4 DR Wagon
6cyl Gasoline 4.0
4 Speed Automatic

Lic Expire:
Veh insp# :
Condition:
Ext. Refinish: Two-Stage

VIN: 1D4PU4GX1BW501589
Mileage Type: Actual
Code: N7263C
Int. Refinish:

Options

4-Wheel Drive	AM/FM CD Player	Air Conditioning
Anti-lock Brakes	Auto Headlamp Control	Auto Locking Hubs (4WD)
Bucket Seats	Center Console	Chrome Grille
Chromed Alloy Wheels	Dual Airbags	Electronic Transfer Case
Fender Flares	Floor Mats	Fog Lights
Halogen Headlights	Head Airbags	Heated Power Mirrors
Intermittent Wipers	Keyless Entry System	Lighted Entry System
MP3 Player	Power Brakes	Power Door Locks
Power Steering	Power Windows	Rear Step Bumper
Rear Window Defroster	Rear Window Wiper/Washer	Roof/Luggage Rack
Sirius Satellite Radio	Split Folding Rear Seat	Sport Suspension
Stability Cntrl Suspensn	Tachometer	Tilt Steering Wheel
Tinted Glass	Traction Control System	Trunk/Cargo Organizer
Velour/Cloth Seats		

Damages

Line	Op	Guide	MC	Description	MFR.Part No.	Price	ADJ%	B%	Hours	R
1	EP	83		Panel,Hood	Replace PXN	\$340.00			0.8	SM
2	L	83	13	Panel,Hood	Refinish				5.5	RF
					3.1 Surface					
					1.2 Edge					
					0.8 Two-stage setup					
					0.6 Two-stage					
2	Items									

MC Message
13 INCLUDES 0.6 HOURS FIRST PANEL TWO-STAGE ALLOWANCE

Estimate Total & Entries

Other Parts		\$340.00	
Paint Materials		\$176.00	
Parts & Material Total			\$516.00
Tax on Parts & Material	@ 5.100%		\$26.32

Labor	Rate	Replace Hrs	Repair Hrs	Total Hrs	
Sheet Metal (SM)	\$54.00	0.8		0.8	\$43.20
Mech/Elec (ME)	\$64.00				
Frame (FR)	\$54.00				
Refinish (RF)	\$54.00	5.5		5.5	\$297.00
Paint Materials	\$32.00				

Labor Total		6.3 Hours	\$340.20
Tax on Labor	@ 5.100%		\$17.35
Gross Total			\$899.87
Net Total			\$899.87

Alternate Parts Y/01/01/00/00/00 CUM 01/01/00/00/00 Zip Code: 53051 Default

Audatex Estimating 6.0.514 ES 04/13/2011 11:12 AM REL 6.0.514 DT 03/01/2011 DB 04/08/2011
Copyright (C) 2010 Audatex North America, Inc.

**** THIS IS AN AUDATEX "FAST START" VEHICLE. PLEASE CALL YOUR LOCAL DEALER TO CONFIRM PART NUMBERS AND PRICES. ****
1.2 HRS WERE ADDED TO THIS ESTIMATE BASED ON AUDATEX'S TWO-STAGE REFINISH FORMULA.

THIS ESTIMATE HAS BEEN PREPARED BASED ON THE USE OF ONE OR MORE REPLACEMENT PARTS SUPPLIED BY A SOURCE OTHER THAN THE MANUFACTURER OF YOUR MOTOR VEHICLE. WARRANTIES APPLICABLE TO THESE REPLACEMENT PARTS ARE PROVIDED BY THE MANUFACTURER OR DISTRIBUTOR OF THE REPLACEMENT PARTS RATHER THAN BY THE MANUFACTURER OF YOUR MOTOR VEHICLE.

Op Codes

* = User-Entered Value	E = Replace OEM	NG = Replace NAGS
EC = Replace Economy	OE = Replace PXN OE Srpls	UE = Replace OE Surplus
ET = Partial Replace Labor	EP = Replace PXN	EU = Replace Recycled
TE = Partial Replace Price	PM = Replace PXN Reman/Rebld	UM = Replace Reman/Rebuilt
L = Refinish	PC = Replace PXN Reconditioned	UC = Replace Reconditioned
TT = Two-Tone	SB = Sublet Repair	N = Additional Labor
BR = Blend Refinish	I = Repair	IT = Partial Repair
CG = Chipguard	RI = R & I Assembly	P = Check
AA = Appearance Allowance	RP = Related Prior Damage	



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Audatex Estimating is a trademark of Audatex North America, Inc.

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
LINDA ULISS BURKE
VINCENT D. MOSCHELLA
Deputy City Attorneys



THOMAS O. GARTNER
SUSAN D. BICKERT
STUART S. MUKAMAL
THOMAS J. BEAMISH
MAURITA F. HOUREN
JOHN J. HEINEN
SUSAN E. LAPPEN
JAN A. SMOKOWICZ
PATRICIA A. FRICKER
HEIDI WICK SPOERL
KURT A. BEHLING
GREGG C. HAGOPIAN
ELLEN H. TANGEN
MELANIE R. SWANK
JAY A. UNORA
DONALD L. SCHRIEFER
EDWARD M. EHRLICH
LEONARD A. TOKUS
MIRIAM R. HORWITZ
MARYNELL REGAN
G. O'SULLIVAN-CROWLEY
KATHRYN Z. BLOCK
ELOISA DE LEÓN
ADAM B. STEPHENS
KEVIN P. SULLIVAN
BETH CONRADSON CLEARY
THOMAS D. MILLER
JARELY M. RUIZ
ROBIN A. PEDERSON
DANIELLE M. BERGNER
CHRISTINE M. QUINN
Assistant City Attorneys

July 19, 2011

Marlon Townsend
6147 West Calumet Road
Milwaukee, WI 53223

RE: Marlon Townsend
C.I. File No.: 11-S-76

Dear Mr. Townsend:


We have received your claim in the amount of \$899.87, relating to damage to your vehicle's front end that allegedly occurred during the towing of the vehicle to the City of Milwaukee Tow Lot.

Our investigation reveals that your 2011 Dodge was towed to the tow lot for Prohibited Night Parking. ~~On the PT-27 form that was completed prior to the vehicle being towed, noted scratches and dents all over.~~ Since it appears that this damage did not occur during the towing of your vehicle, the City cannot accept liability and we are denying your claim.

If you wish to appeal this decision, you may do so by sending a letter within 21 days of the receipt of this letter to the Milwaukee City Clerk, 200 East Wells Street, Room 205, Milwaukee, Wisconsin 53202, requesting a hearing.

Very truly yours,


GRANT F. LANGLEY
City Attorney


ROBERT OVERHOLT
Investigator Adjuter

RMO:ms
c: David Lawrence (w/o enclosure)
1044-2011-967:171055

OFFICE OF THE CITY ATTORNEY

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

NOTICES SENT TO FOR FILE 110522:

[illegible]



Legislation Details (With Text)

File #: 110476 **Version:** 0

Type: Resolution **Status:** In Committee

File created: 7/26/2011 **In control:** JUDICIARY & LEGISLATION COMMITTEE

On agenda: **Final action:**

Effective date:

Title: Resolution relating to an appeal from Nathan Tusler and Stephanie La Haye for loss of property. (4th Aldermanic District)

Sponsors: THE CHAIR

Indexes: CLAIMS APPEAL

Attachments: Appeal, City Attorney Letter, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
7/26/2011	0	COMMON COUNCIL	ASSIGNED TO		
9/7/2011	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
9/8/2011	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
9/8/2011	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
9/12/2011	0	JUDICIARY & LEGISLATION COMMITTEE	HELD TO CALL OF THE CHAIR	Pass	5:0
9/27/2011	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		

Number

110476

Version

ORIGINAL

Reference

Sponsor

THE CHAIR

Title

Resolution relating to an appeal from Nathan Tusler and Stephanie La Haye for loss of property. (4th Aldermanic District)

Drafter

CC-CC

dkf

7/26/11

7/20/11

To whom it may concern:

On May 12th, 2011 my car was towed due to unpaid parking citations by the City of Milwaukee. Inside the car were two 8GB iPod Touches, one belonging to myself, and one to my girlfriend, Stephanie La Haye. Both items were stowed in an interior compartment just under the CD deck. When we retrieved the car, both items were missing.

After receiving the letter from the City of Milwaukee informing us that our claim was denied, I immediately decided appeal the decision. Much of the City's reasoning is based upon totally, undoubted trust of City Employees. This is not to say that have doubt in the City of Milwaukee's Civil Servants, but one solid fact that this case is built upon, and the entire reason for denying our claim, was left out.

The letter I received states, "The vehicle was locked at the time of the tow. The forms completed at the time of the tow, arrival, and release at the tow lot, do not indicate that these items were visible. The items inside a vehicle towed to the lot are not inventoried. Since there is no evidence to supports your belief that the items were taken from the vehicle during the tow and storage process, the City cannot accept liability." While many of these points are valid, one major problem stands; the car was unlocked when returned back to me. If the doors were locked when my car was, and unlocked when it was returned, that they must have been opened by someone other than myself.

I have great respect for the City of Milwaukee employees, but was truly disappointed in this verdict. I feel that the investigation lacked enthusiasm and the City's decision to deny my claim was hasty and rash. Both Stephanie and I are college seniors, working full time to pay for our education. While these items may seem simple and easily replaced, it's the principle of the matter: someone who is employed by the city, in which we work, live, and pay taxes, stole our belongings. Please reconsider your decision to deny our claim and reopen this case for further investigation. Thank you for your time.

Sincerely,

Nathan T. Tusler
Stephanie M. La Haye

CITY OF MILWAUKEE
RECEIVED
2011 JUL 21 PM 3:49
OFFICE OF
CITY ATTORNEY

RONALD O. LEONHARDT
CITY CLERK
11 JUL 20 PM 4:14
CITY OF MILWAUKEE

Hi,

I had my 1999 silver Mitubishi Galant towed May 10th 2011. I retrieved my car from the lot to find two of my ipods, which never leave my car, missing. There was no damage on the outside of the car, which leads me to believe that a lock was popped on one of my doors at some point by someone who was handling it. They were both Ipod 8GB Touches. I can not seem to find the serial number for either, but i am in the process of trying to recover them. I am not upset that my car was towed because that is my own fault and i understand that. The fact that the ipods are missing leaves me disappointed and angry with the city of Milwaukee. I understand that the odds of me getting my ipods back are slim to none but hopefully we can come to an agreement upon compensation. I am also enclosing a copy of the complaint and investigation form.

Thanks,

Nathan Tusler

CITY OF MILWAUKEE
RECEIVED
2011 MAY 24 PM 2:48
OFFICE OF
CITY ATTORNEY
CITY OF MILWAUKEE
2011 MAY 23 AM 11:46
RONALD D. LEONHARDT
CITY CLERK

* Apple 8GB touch
229.⁰⁰

* Car was towed
from 1547
N. Warren Ave

COMPLAINT AND INVESTIGATION FORM

-CITY USE ONLY-		-CUSTOMER INFORMATION-	
TOW #:	1496081	NAME:	Nathan Toller
DATE:	5-12-11	ADDRESS:	104 e Mason st Apt 509
CLERK ID:	HH-55	PHONE #:	414-336-1463

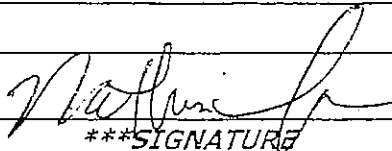
PHOTOS TAKEN ☐ YES ☒ NO
 PHOTOS ATTACHED ☐ YES ☒ NO
 ALL FORMS COMPLETED ☐ YES ☐ NO

DATE FILED: _____

***Complaint must be signed by citizen completing form.

CITIZEN'S STATEMENT

I had 2 Ipod touches in my car and now both are missing.


 ***SIGNATURE

5/12/11
 DATE

-OVER-

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
LINDA ULISS BURKE
VINCENT D. MOSCHELLA
Deputy City Attorneys



THOMAS O. GARTNER
SUSAN D. BICKERT
STUART S. MUKAMAL
THOMAS J. BEAMISH
MAURITA F. HOUREN
JOHN J. HEINEN
SUSAN E. LAPPEN
JAN A. SMOKOWICZ
PATRICIA A. FRICKER
HEIDI WICK SPOERL
KURT A. BEHLING
GREGG C. HAGOPIAN
ELLEN H. TANGEN
MELANIE R. SWANK
JAY A. UNORA
DONALD L. SCHRIEFER
EDWARD M. EHRLICH
LEONARD A. TOKUS
MIRIAM R. HORWITZ
MARYNELL REGAN
G. O'SULLIVAN-CROWLEY
KATHRYN Z. BLOCK
ELOISA DE LEÓN
ADAM B. STEPHENS
KEVIN P. SULLIVAN
BETH CONRADSON CLEARY
THOMAS D. MILLER
JARELY M. RUIZ
ROBIN A. PEDERSON
DANIELLE M. BERGNER
CHRISTINE M. QUINN
Assistant City Attorneys

July 8, 2011

Nathan Tusler
104 East Mason Street, Apt. 509
Milwaukee, WI 53202

RE: Nathan Tusler
C.I. File No.: 11-S-146

Dear Mr. Tusler:


We have received your claim in the amount of \$458.00, relating to the alleged theft of two IPOD 8GB Touches from the 1999 Mitsubishi when it was towed to the City of Milwaukee Tow Lot.

Our investigation reveals that the vehicle was towed on May 11, 2011 for being Illegally Parked/Unpaid Citations. The vehicle was locked at the time of the tow. The forms completed at the time of the tow, arrival and release at the tow lot, do not indicate that these items were visible. The items inside a vehicle towed to the tow lot are not inventoried. Since there is no evidence to support your belief that the items were taken from the vehicle during the tow and storage process, the City cannot accept liability. Therefore, we are denying your claim.

If you wish to appeal this decision, you may do so by sending a letter within 21 days of receipt of this letter to the Milwaukee City Clerk, 200 East Wells Street, Room 205, Milwaukee, Wisconsin 53202, requesting a hearing.

Very truly yours,


GRANT F. LANGLEY
City Attorney


STEVEN M. CARINI
Investigator Adjuster

SMC:ms
c: David Lawrence
1044-2011-1511:170836

NOTICES SENT TO FOR FILE 110476:

[illegible]



Legislation Details (With Text)

File #: 110665 **Version:** 0

Type: Resolution **Status:** In Committee

File created: 9/20/2011 **In control:** JUDICIARY & LEGISLATION COMMITTEE

On agenda: **Final action:**

Effective date:

Title: Resolution relating to the claim of Diane Milligan, agent for TransPac Solutions on behalf of Justine Stevens, for property damage.

Sponsors: THE CHAIR

Indexes: CLAIMS

Attachments: City Attorney Letter.pdf, Claim, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
9/20/2011	0	COMMON COUNCIL	ASSIGNED TO		
9/27/2011	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		

Number
110665
Version
ORIGINAL
Reference

Sponsor
THE CHAIR
Title

Resolution relating to the claim of Diane Milligan, agent for TransPac Solutions on behalf of Justine Stevens, for property damage.

Requestor
City Attorney
Drafter
JAS:ms
September 6, 2011
1048-2011-2009:173279

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
LINDA ULISS BURKE
VINCENT D. MOSCHELLA
Deputy City Attorneys



THOMAS O. GARTNER
SUSAN D. BICKERT
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ROBIN A. PEDERSON
DANIELLE M. BERGNER
CHRISTINE M. QUINN
MARGARET C. DAUN
Assistant City Attorneys

September 6, 2011

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

Re: Resolution Relating to the Claim of JUSTINE STEVENS
C.I. File No. 11-L-61

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, Justine Stevens, 3845 Oakridge Court, Greenfield, WI 53220, alleges through Trans Pac Solutions, by its representative Diane Milligan, P.O. Box 36220, Louisville, KY 40233-6220 that on March 12, 2011 she sustained damages when a City water main broke and caused water to back up into her property. They claim damages in the amount of \$5,625.58.

Our investigation reveals that the Milwaukee Water Works (MWW) records indicate that on March 11, 2011 at 6:42 p.m. they received a call from the Greenfield Police Department regarding a leak in the street at South Oakbrook Drive and South Oakridge Court. The MWW dispatched a field investigator who confirmed a break in an 8-inch water main at 3815 South Oakbrook Drive, at the intersection of South Oakbrook Drive and South Oakridge Court, and shut off the water. They contacted Digger's Hotline for an emergency locate to mark the underground facilities in the area and initiated a call-out list for a distribution crew. The crew responded to the site and made the necessary repairs. The main was placed back in service at 5:30 a.m. on March 12, 2011. Subsequently, they back-filled and blacktopped the excavation with a temporary asphalt patch. They did not receive any calls, reports or complaints regarding this area, or their repair activity, until this claim was filed.

To the Honorable Common Council
September 6, 2011
Page 2

The MWW responded to the water main break in a timely manner and followed standard procedures regarding the repair. As such, the City would not be liable. Therefore, we recommend that this claim be denied.

Very truly yours,

GRANT F. LANGLEY
City Attorney

JAN A. SMOKOWICZ
Assistant City Attorney

JAS:ms
Enclosure
1048-2011-2009:173278

From:
TransPaC Solutions
P.O. Box 36220
Louisville, Kentucky 40233-6220

Taxpayer ID : 61- 1141758

Contact Information:
Examiner: Diane Milligan
Phone: (800) 394-7788
Fax: (800) 723-4869
Email: dmilligan@transpacsolutions.com
My File # : TPCS-1351126-2208697

**REQUEST FOR PAYMENT
CASE STATEMENT FOR BUILDING
Date of Loss: 3/12/2011**

Statement sent to : ATTN CLAIMS CITY CLERK					
Your Claim # : 023-0001071-2011-042HODW Insured : JUSTINE STEVENS Policy # : 43-893768-00 Claimant : JUSTINE STEVENS			Instructions: <ul style="list-style-type: none">• Please include TPCS-1351126-2043752 on all payments and correspondence to expedite processing.		
ATTENTION: AMOUNT IS SUBJECT TO CHANGE, PLEASE CONTACT TRANSPAC SOLUTIONS PRIOR TO SETTLEMENT.					
Payment Date	Service Dates Start Date End Date		Payee	Check Number	Payment

Type: INDEMNITY PAYMENTS					
04/27/2011			JUSTINE STEVENS, JUSTINE	350644055	\$4809.84

Total Claims Paid for INDEMNITY PAYMENTS

\$4809.84

Total Claims Paid	\$4,809.84
Recovered to Date	(\$0.00)
Deductible	\$500.00
Outstanding Amount	\$5,309.84

FootNote:

If an insured's deductible or out-of-pocket expenses are listed, we are requesting payment as a courtesy to our client's insured.

Client's Claim #:023-0001071-2011-042HODW

From:
TransPaC Solutions
P.O. Box 36220
Louisville, Kentucky 40233-6220

Taxpayer ID : 61- 1141758

Contact Information:
Examiner: Diane Milligan
Phone: (800) 394-7788
Fax: (800) 723-4869
Email: dmilligan@transpacsolutions.com
My File # : TPCS-1351126-2208697

**REQUEST FOR PAYMENT
CASE STATEMENT FOR CONTENTS
Date of Loss: 3/12/2011**

Statement sent to : ATTN CLAIMS CITY CLERK					
Your Claim # : 023-0001071-2011-242HOPP Insured : JUSTINE STEVENS Policy # : 43-893768-00 Claimant : UNKNOWN UNKNOWN			Instructions: <ul style="list-style-type: none">Please include TPCS-1351126-2208697 on all payments and correspondence to expedite processing.		
ATTENTION: AMOUNT IS SUBJECT TO CHANGE, PLEASE CONTACT TRANSPAC SOLUTIONS PRIOR TO SETTLEMENT.					
Payment Date	Service Dates		Payee	Check Number	Payment
Start Date	End Date				

Type: INDEMNITY PAYMENTS

07/08/2011			JUSTINE STEVENS	350872924	\$315.74
------------	--	--	-----------------	-----------	----------

Total Claims Paid for INDEMNITY PAYMENTS

\$315.74

Total Claims Paid	\$315.74
Recovered to Date	(\$0.00)
Outstanding Amount	\$315.74

FootNote:

If an insured's deductible or out-of-pocket expenses are listed, we are requesting payment as a courtesy to our client's insured.

Client's Claim #:023-0001071-2011-242HOPP

:57:36 Tuesday, July 19, 2011

913903 PAYMENT SECTION - MICR CHECK
UNCASHED 07/08/2011

350872924

AUTO-OWNERS INS. CO.
Payee: JUSTINE STEVENS
JUSTINE M STEVENS TRUST 6-9-10

Date: 07/08/2011

More +

THREE HUNDRED FIFTEEN AND 74/100 DOLLARS

Claim	Loss Date	Agency
023-0001071-2011	03/12/2011	23 0799 00
Insured...: JUSTINE STEVENS		
JUSTINE M STEVENS TRUST 6-9-10		

\$*****315.74

Payee TIN: Policy: 43 893768 00

Signature:

In Payment Of:
DAMAGE TO PERSONAL PROPERTY

F3=EXIT F2=PRINT PAYMENT COPY F8=FWD

9:57:15 Friday, May 20, 2011

913903 PAYMENT SECTION - MICR CHECK
UNCASHED 04/27/2011

350644055

AUTO-OWNERS INS. CO.

More +

Payee: JUSTINE STEVENS
JUSTINE M STEVENS TRUST 6-9-10 AND
KELMANN CORPORATION

Date: 04/27/2011

FOUR THOUSAND EIGHT HUNDRED NINE AND 84/100 DOLLARS

Claim Loss Date Agency
023-0001071-2011 03/12/2011 23 0799 00
Insured.: JUSTINE STEVENS
JUSTINE M STEVENS TRUST 6-9-10

\$*****4,809.84

Payee TIN: 391415612 Policy: 43 893768 00 Signature:

In Payment Of:
WATER DAMAGE TO CONDO LESS \$500 DEDUCTIBLE.

F3=EXIT F2=PRINT PAYMENT COPY F8=FWD

kelmann ~~and~~
corporation

12001 West Dearbourn Avenue
Wauwatosa, WI 53226
Tax ID #: 39-1415612

Client: Hunt Management (Stevens, Justine)
Property: 3845 Oakridge Court
Greenfield, WI 53220
Business: 10520 N Baehr, Suite Q
Mequon, WI 53092

Mobile: (262) 490-9763
Business: (262) 238-1480

Operator Info:
Operator: JWHELENI

Estimator: Joe Heleniak
Business: 12001 W. Dearbourn Ave.
Wauwatosa, WI 53213

Business: (414) 727-3635

Reference:
Company: Customer's Request

Type of Estimate: Water Damage
Date Entered: 3/15/2011 Date Assigned: 3/11/2011

Price List: WIMW7X_MAR11
Labor Efficiency: Restoration/Service/Remodel
Estimate: 19952MITAO

Following is our summary of mitigation services rendered at the subject property. Commensurate with industry standard practices, overhead and profit markups have not been applied.

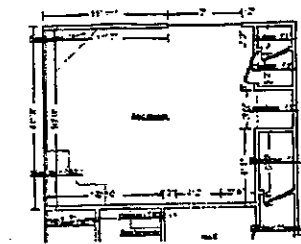
Effective April 22nd, 2010, the EPA mandates that any child occupied building built before 1978 be tested for lead-based paint prior to the disturbance of building materials. Lead-Safe Certified Restorers must use lead-safe practices until it can be determined that no lead exists in painted/finished surfaces. More information about the new lead rule is available at www.epa.gov/lead <<http://www.epa.gov/lead>>.

The State of Wisconsin is administering its own lead law with more stringent requirements. Under Wisconsin's lead rule, there is no op- out clause for the homeowner. More information about the new lead rule is available at www.dhs.wi.gov/lead/WIInfo.htm <<http://www.dhs.wi.gov/lead/WIInfo.htm>>.

12001 West Dearbourn Avenue
Wauwatosa, WI 53226
Tax ID #: 39-1415612

19952MITAO

Main Level



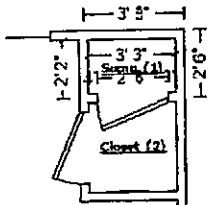
Rec Room

Height: 8'

384.32 SF Walls	328.64 SF Ceiling
712.96 SF Walls & Ceiling	298.70 SF Floor
33.19 SY Flooring	35.23 LF Floor Perimeter
68.97 LF Ceil. Perimeter	

Missing Wall: 1 - 4' 1 13/16" X 6' 8" Opens into HALL

Goes to Floor



Subroom 1: SUMP

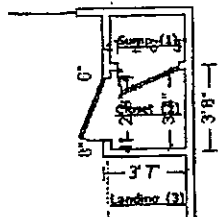
Height: 8'

84.00 SF Walls	6.50 SF Ceiling
90.50 SF Walls & Ceiling	6.50 SF Floor
0.72 SY Flooring	10.50 LF Floor Perimeter
10.50 LF Ceil. Perimeter	

Subroom 2: CLOSET

Height: 8'

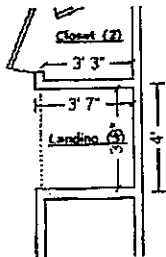
105.33 SF Walls	10.83 SF Ceiling
116.17 SF Walls & Ceiling	10.83 SF Floor
1.20 SY Flooring	13.17 LF Floor Perimeter
13.17 LF Ceil. Perimeter	



Subroom 3: LANDING

Height: 8'

89.06 SF Walls	12.63 SF Ceiling
101.69 SF Walls & Ceiling	12.63 SF Floor
1.40 SY Flooring	10.86 LF Floor Perimeter
10.86 LF Ceil. Perimeter	



Missing Wall: 1 - 3' 8 3/8" X 8'

Opens into REC_ROOM

Goes to Floor/Ceiling

DESCRIPTION	QNTY	REMOVE	REPLACE	TOTAL
-------------	------	--------	---------	-------

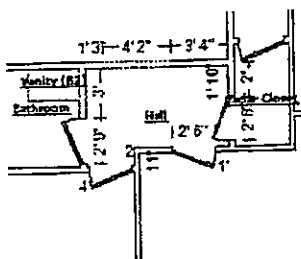
MITIGATION LABOR

Content Manipulation charge - per hour - after hours	2.00 HR	0.00	46.48	92.96
Block and pad furniture in room - after hours	1.00 EA	0.00	50.47	50.47

12001 West Dearbourn Avenue
Wauwatosa, WI 53226
Tax ID #: 39-1415612

CONTINUED - Rec Room

DESCRIPTION	QNTY	REMOVE	REPLACE	TOTAL
Refrigerator - Remove	1.00 EA	0.00	34.91	34.91
Tear out wet non-salv. cpt, cut/bag-Cat 3 wtr- aft bus. hrs	309.54 SF	0.77	0.00	238.35
Tear out wet carpet pad, cut/bag - Cat 3 wtr - aft.bus.hrs	309.54 SF	0.73	0.00	225.96
Tear out tackless strip and bag for disposal - after hours	48.40 LF	0.92	0.00	44.53
Totals: Rec Room				687.18



Hall

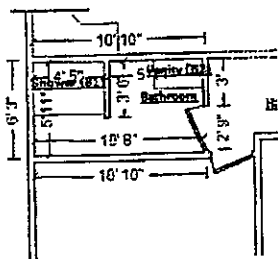
Height: 8'

204.31 SF Walls	44.56 SF Ceiling
248.87 SF Walls & Ceiling	44.56 SF Floor
4.95 SY Flooring	24.85 LF Floor Perimeter
29.00 LF Ceil. Perimeter	

Missing Wall: 1 - 4' I 13/16" X 6' 8" Opens into REC_ROOM

Goes to Floor

DESCRIPTION	QNTY	REMOVE	REPLACE	TOTAL
MITIGATION LABOR				
Tear out wet non-salv. cpt, cut/bag-Cat 3 wtr- aft bus. hrs	44.56 SF	0.77	0.00	34.31
Tear out wet carpet pad, cut/bag - Cat 3 wtr - aft.bus.hrs	44.56 SF	0.73	0.00	32.53
Tear out tackless strip and bag for disposal - after hours	24.85 LF	0.92	0.00	22.86
Totals: Hall				89.70



Bathroom

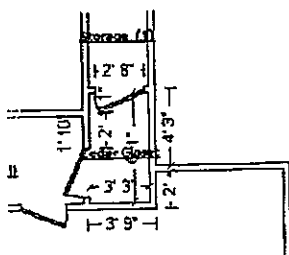
Height: 8'

205.38 SF Walls	61.93 SF Ceiling
267.31 SF Walls & Ceiling	41.60 SF Floor
4.62 SY Flooring	21.37 LF Floor Perimeter
40.23 LF Ceil. Perimeter	

12001 West Dearbourn Avenue
Wauwatosa, WI 53226
Tax ID #: 39-1415612

CONTINUED - Bathroom

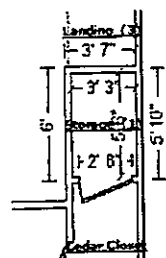
DESCRIPTION	QNTY	REMOVE	REPLACE	TOTAL
MITIGATION LABOR				
Tear out wet non-salv. cpt, cut/bag-Cat 3 wtr-aft bus. hrs	41.60 SF	0.77	0.00	32.03
Tear out wet carpet pad, cut/bag - Cat 3 wtr -aft.bus.hrs	41.60 SF	0.73	0.00	30.37
Tear out tackless strip and bag for disposal - after hours	24.37 LF	0.92	0.00	22.42
Totals: Bathroom				84.82



Cedar Closet

Height: 8'

149.34 SF Walls	19.77 SF Ceiling
169.11 SF Walls & Ceiling	19.77 SF Floor
2.20 SY Flooring	18.67 LF Floor Perimeter
18.67 LF Ceil. Perimeter	



Subroom 1: STORAGE

Height: 8'

139.53 SF Walls	17.78 SF Ceiling
157.31 SF Walls & Ceiling	17.78 SF Floor
1.98 SY Flooring	17.44 LF Floor Perimeter
17.44 LF Ceil. Perimeter	

DESCRIPTION	QNTY	REMOVE	REPLACE	TOTAL
MITIGATION LABOR				
Content Manipulation charge - per hour - after hours	1.00 HR	0.00	46.48	46.48
Tear out wet non-salv. cpt, cut/bag-Cat 3 wtr-aft bus. hrs	37.55 SF	0.77	0.00	28.91
Tear out wet carpet pad, cut/bag - Cat 3 wtr -aft.bus.hrs	37.55 SF	0.73	0.00	27.41
Tear out tackless strip and bag for disposal - after hours	36.11 LF	0.92	0.00	33.22
Totals: Cedar Closet				136.02

12001 West Dearbourn Avenue
Wauwatosa, WI 53226
Tax ID #: 39-1415612

Total: Main Level 997.72

Contents

DESCRIPTION	QNTY	REMOVE	REPLACE	TOTAL
Clean chair	1.00 EA	0.00	56.46	56.46
Clean rug - custom - with fringe - off site	30.00 SF	0.00	0.88	26.40
Clean rug - pick up and relay - additional charge	15.00 SF	0.00	0.21	3.15
Totals: Contents				86.01

General Conditions

DESCRIPTION	QNTY	REMOVE	REPLACE	TOTAL
MITIGATION LABOR				
Single axle dump truck - per load - including dump fees	1.00 EA	188.13	0.00	188.13
Totals: General Conditions				188.13
Line Item Totals: 19952MITAO				1,271.86

Grand Total Areas:

2,545.27 SF Walls	1,115.96 SF Ceiling	3,661.23 SF Walls and Ceiling
1,065.70 SF Floor	118.41 SY Flooring	300.09 LF Floor Perimeter
0.00 SF Long Wall	0.00 SF Short Wall	356.84 LF Ceil. Perimeter
1,065.70 Floor Area	1,204.58 Total Area	2,584.44 Interior Wall Area
1,525.50 Exterior Wall Area	169.50 Exterior Perimeter of Walls	
0.00 Surface Area	0.00 Number of Squares	0.00 Total Perimeter Length
0.00 Total Ridge Length	0.00 Total Hip Length	

kelmann ~~ADG~~
corporation

12001 West Dearbourn Avenue
Wauwatosa, WI 53226
Tax ID #: 39-1415612

Summary

Line Item Total				1,271.86
Material Sales Tax	@	5.600% x	44.01	2.46
Services Mat'l Tax	@	5.600% x	5.75	0.32
Service Sales Tax	@	5.600% x	136.80	7.66
				<hr/>
Replacement Cost Value				\$1,282.30
Net Claim				<hr/> <hr/>

Joe Heleniak

kelmann ~~ADG~~
corporation

12001 West Dearbourn Avenue
Wauwatosa, WI 53226
Tax ID #: 39-1415612

Client: Hunt Management (Stevens, Justine)
Property: 3845 Oakridge Court
Greenfield, WI 53220
Business: 10520 N Bachr, Suite Q
Mequon, WI 53092

Mobile: (262) 490-9763
Business: (262) 238-1480

Operator Info:
Operator: JWHELENI

Estimator: Joe Heleniak
Business: 12001 W. Dearbourn Ave.
Wauwatosa, WI 53213

Business: (414) 727-3635

Reference:
Company: Customer's Request

Type of Estimate: Water Damage
Date Entered: 3/15/2011 Date Assigned: 3/11/2011

Price List: WIMW7X_MAR11
Labor Efficiency: Restoration/Service/Remodel
Estimate: 19952REBUILD DAO

Following is our scope and estimate for restoration services at the subject property.

Effective April 22nd, 2010, the EPA mandates that any child occupied building built before 1978 be tested for lead-based paint prior to the disturbance of building materials. Lead-Safe Certified Restorers must use lead-safe practices until it can be determined that no lead exists in painted/finished surfaces. More information about the new lead rule is available at www.epa.gov/lead <<http://www.epa.gov/lead>>.

The State of Wisconsin is administering its own lead law with more stringent requirements. Under Wisconsin's lead rule, there is no op- out clause for the homeowner. More information about the new lead rule is available at www.dhs.wi.gov/lead/WIInfo.htm <<http://www.dhs.wi.gov/lead/WIInfo.htm>>.

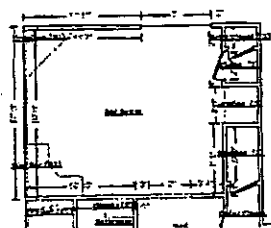
12001 West Dearbourn Avenue
Wauwatosa, WI 53226
Tax ID #: 39-1415612

19952REBUILD AO

Main Level

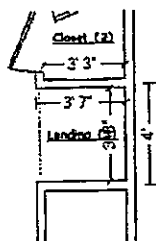
Height: 8'

Rec Room



384.32 SF Walls	328.64 SF Ceiling
712.96 SF Walls & Ceiling	298.70 SF Floor
33.19 SY Flooring	35.23 LF Floor Perimeter
68.97 LF Ceil. Perimeter	

Missing Wall: 1 - 4' 1 13/16" X 6' 8" Opens into HALL Goes to Floor

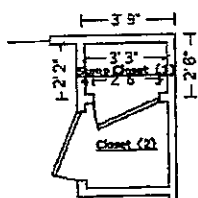


Subroom 1: LANDING

Height: 8'

89.06 SF Walls	12.63 SF Ceiling
101.69 SF Walls & Ceiling	12.63 SF Floor
1.40 SY Flooring	10.86 LF Floor Perimeter
10.86 LF Ceil. Perimeter	

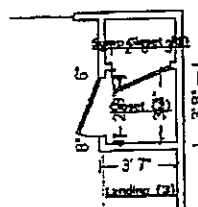
Missing Wall: 1 - 3' 8 3/8" X 8" Opens into REC_ROOM Goes to Floor/Ceiling



Subroom 2: SUMP_CLOSET

Height: 8'

84.00 SF Walls	6.50 SF Ceiling
90.50 SF Walls & Ceiling	6.50 SF Floor
0.72 SY Flooring	10.50 LF Floor Perimeter
10.50 LF Ceil. Perimeter	



Subroom 3: CLOSET

Height: 8'

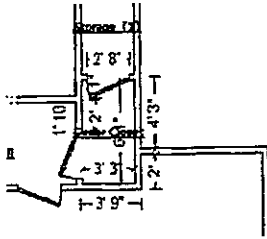
105.33 SF Walls	10.83 SF Ceiling
116.17 SF Walls & Ceiling	10.83 SF Floor
1.20 SY Flooring	13.17 LF Floor Perimeter
13.17 LF Ceil. Perimeter	

DESCRIPTION	QNTY	REMOVE	REPLACE	TOTAL
PREP WORK				
Contents - reset - Large room	1.00 EA	0.00	71.64	71.64
Refrigerator - Reset	1.00 EA	0.00	34.91	34.91

12001 West Dearbourn Avenue
Wauwatosa, WI 53226
Tax ID #: 39-1415612

CONTINUED - Rec Room

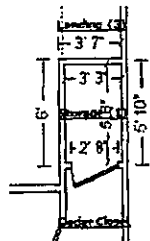
DESCRIPTION	QNTY	REMOVE	REPLACE	TOTAL
Totals: Rec Room				106.55



Cedar Closet

Height: 8'

149.34 SF Walls	19.77 SF Ceiling
169.11 SF Walls & Ceiling	19.77 SF Floor
2.20 SY Flooring	18.67 LF Floor Perimeter
18.67 LF Ceil. Perimeter	

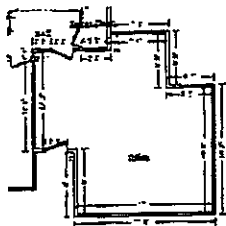


Subroom 1: STORAGE

Height: 8'

139.53 SF Walls	17.78 SF Ceiling
157.31 SF Walls & Ceiling	17.78 SF Floor
1.98 SY Flooring	17.44 LF Floor Perimeter
17.44 LF Ceil. Perimeter	

DESCRIPTION	QNTY	REMOVE	REPLACE	TOTAL
PREP WORK				
Contents - reset - Small room	1.00 EA	0.00	35.84	35.84
Totals: Cedar Closet				35.84



Office

Height: 8'

708.00 SF Walls	393.14 SF Ceiling
1,101.14 SF Walls & Ceiling	393.14 SF Floor
43.68 SY Flooring	88.50 LF Floor Perimeter
88.50 LF Ceil. Perimeter	

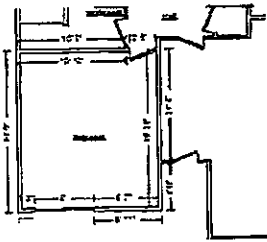
DESCRIPTION	QNTY	REMOVE	REPLACE	TOTAL
FLOOR				
Contents - move out then reset - Large room	1.00 EA	0.00	71.64	71.64
Clean and deodorize carpet	393.14 SF	0.00	0.32	125.80

kelmann ~~ADG~~
corporation

12001 West Dearbourn Avenue
Wauwatosa, WI 53226
Tax ID #: 39-1415612

CONTINUED - Office

DESCRIPTION	QNTY	REMOVE	REPLACE	TOTAL
Totals: Office				197.44



Bedroom

Height: 8'

476.00 SF Walls	220.18 SF Ceiling
696.18 SF Walls & Ceiling	220.18 SF Floor
24.46 SY Flooring	59.50 LF Floor Perimeter
59.50 LF Ceil. Perimeter	

DESCRIPTION	QNTY	REMOVE	REPLACE	TOTAL
FLOOR				
Contents - move out then reset - Large room	1.00 EA	0.00	71.64	71.64
Clean and deodorize carpet	220.18 SF	0.00	0.32	70.46
Totals: Bedroom				142.10
Total: Main Level				481.93

Subcontractors

DESCRIPTION	QNTY	REMOVE	REPLACE	TOTAL
Subcontracted Flooring (Per Nationwide FWC)	1.00 EA	0.00	2,350.24	2,350.24
<i>Includes moving of furniture in rec room.</i>				
Totals: Subcontractors				2,350.24

Contents

DESCRIPTION	QNTY	REMOVE	REPLACE	TOTAL
Clean sofa	15.00 LF	0.00	25.78	386.70
Clean stereo - comp. - speakers - large - ext. wipe down	2.00 EA	0.00	9.33	18.66
Clean stereo stand	1.00 EA	0.00	7.58	7.58
19952REBUILD AO			4/11/2011	Page: 4

kelmann ~~and~~
corporation

12001 West Dearbourn Avenue
Wauwatosa, WI 53226
Tax ID #: 39-1415612

CONTINUED - Contents

DESCRIPTION	QNTY	REMOVE	REPLACE	TOTAL
Clean table - coffee	1.00 EA	0.00	10.20	10.20
Clean chest	1.00 EA	0.00	15.79	15.79
Clean table - dining	1.00 EA	0.00	12.57	12.57
Clean table - sofa	1.00 EA	0.00	17.17	17.17
Clean exercise equipment	1.00 EA	0.00	21.98	21.98
Totals: Contents				490.65
Line Item Totals: 19952REBUILD AO				3,322.82

Grand Total Areas:

2,545.40 SF Walls	1,115.96 SF Ceiling	3,661.37 SF Walls and Ceiling
1,065.81 SF Floor	118.42 SY Flooring	300.11 LF Floor Perimeter
0.00 SF Long Wall	0.00 SF Short Wall	356.84 LF Ceil. Perimeter
1,065.81 Floor Area	1,204.58 Total Area	2,584.58 Interior Wall Area
1,525.50 Exterior Wall Area	169.50 Exterior Perimeter of Walls	
0.00 Surface Area	0.00 Number of Squares	0.00 Total Perimeter Length
0.00 Total Ridge Length	0.00 Total Hip Length	

kelmann ~~ADG~~
corporation

12001 West Dearbourn Avenue
Wauwatosa, WI 53226
Tax ID #: 39-1415612

Summary

Line Item Total				3,322.82
Overhead	@	10.0% x	3,322.82	332.28
Profit	@	10.0% x	3,322.82	332.28
Services Mat'l Tax	@	5.600% x	28.53	1.60
Service Sales Tax	@	5.600% x	688.51	38.56
Replacement Cost Value				<u>\$4,027.54</u>
Net Claim				<u><u>\$4,027.54</u></u>

Joe Heleniak

NOTICES SENT TO FOR FILE 110665:

[illegible]



Legislation Details (With Text)

File #: 110680 **Version:** 0

Type: Resolution **Status:** In Committee

File created: 9/20/2011 **In control:** JUDICIARY & LEGISLATION COMMITTEE

On agenda: **Final action:**

Effective date:

Title: Resolution relating to an appeal from Sandra Wagner for property damage. (13th Aldermanic District)

Sponsors: THE CHAIR

Indexes: CLAIMS APPEAL

Attachments: Appeal, City Attorney Letter, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
9/20/2011	0	COMMON COUNCIL	ASSIGNED TO		
9/27/2011	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		

Number

110680

Version

ORIGINAL

Reference

Sponsor

THE CHAIR

Title

Resolution relating to an appeal from Sandra Wagner for property damage. (13th Aldermanic District)

Drafter

CC-CC

dkf

9/14/11

Michael J & Sandra A Wagner
6214 South 3rd Street
Milwaukee, WI 53207
(414) 762-0355

September 6, 2011

City of Milwaukee
Office of the City Attorney
Grant F. Langley
800 City Hall
200 East Wells Street Room 205
Milwaukee, WI 53202-3551

C.I. File # 11-S-222

CITY OF MILWAUKEE
RECEIVED
OFFICE OF THE
CITY ATTORNEY
2011 SEP -9 PM 2:49

Dear Mr. Langley;

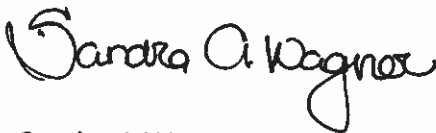
We received your letter, dated August 22, 2011, denying our claim for damages received during the City of Milwaukee sewer back up into our home on April 11, 2011.

We wish to appeal this decision and request that a hearing date be scheduled.

Please notify us of this date in writing, no less than 30 days in advance. We must give proper notice to our employers for time off work to attend this hearing.

Sincerely,


Michael J Wagner


Sandra A Wagner

CITY OF MILWAUKEE
2011 SEP -9 AM 7:34
RONALD D. LEONHARDT
CITY CLERK

Michael & Sandra Wagner
6214 South 3rd Street
Milwaukee, WI 53207
414-762-0355
414-840-6746 daytime phone

CITY OF MILWAUKEE

2011 AUG -3 PM 1:08

RONALD D. LEONHARD
CITY CLERK

OFFICE OF
CITY ATTORNEY

2011 AUG -3 PM 3:33

CITY OF MILWAUKEE
RECEIVED

Re: Sewer Back Up Monday 4/11/11 -

I, Sandra Wagner, arrived home from work approximately 4:00 pm on Monday April 11, 2011. At around 4:30 pm I was heading into the basement area to get something out of the freezer. Halfway down the basement stairs I noticed what looked like a sheet of glass on the basement floor. As I reached the bottom of the stairs, I noticed that it was about 3-4 inches of standing water. The water covered the entire basement floor. I ran back up the stairs to get the phone. I called my husband at 4:39 as he was still at work. He suggested that I go down to check the sump pump. The water covered my shoe and was approximately 3-4 inches deep. I confirmed that the sump pump was working properly. He asked me to look in the laundry area - where I noticed that water was bubbling at the drain. He then asked me to call Feltner's Sewer & Drain Service and ask them to come out right away. I hung up the phone and went upstairs to get a phone book. Called Feltner's at around 4:45pm and they said they were sending a crew right away. My husband called back to say that he called the City of Milwaukee, because he noticed some work going on in our neighborhood and wanted to check to see if there were any issues. (4:52pm) the person on the other end of the line said, "How can you have water coming in your basement it isn't raining." "We'll send out a crew." My husband arrived home at around 5:30pm and we immediately started two submersible pumps to start taking the sewer water out of the basement and keep it from getting any deeper. These two pumps were just barely able to keep up with the amount of water coming up from the sewer. However, our quick thinking kept the water from destroying any major appliances. (Freezer, refrigerator, washer, dryer, water heater, furnace...etc)

When the crew from Feltner's arrived, at the house they went down into the basement and checked out all our drains and to see where the water was coming from. They then went outside and proceeded to check out the manhole cover in front of the house, they stated that the main sewer was clogged and they were sure that the back up was not our issue. My husband arrived home as the crew from Feltner's was checking the manhole. Feltner's crew noticed a City of Milwaukee truck at the far North end of 3rd Street and walked down to talk to them. Feltner's returned and stated that it was a City of Milwaukee Sewer issue, but they could return on Wednesday 4/12/11, after the sewer was opened to clean out the lateral to the street. Stating that many times when the sewers are cleared with high powered flush that debris get into the lateral. We agreed to have this done and they did return to do the suggested work. After the crew from Feltner's left, my husband also went down to talk to the City of Milwaukee crew on 3rd Street. They were looking at a series of maps/diagrams. My husband asked if they knew what the issue was and approximately how long before the sewer was re-opened. Joselyn Mc Kinnley, Sewer Supervisor stated that they were trying to find out where the main was clogged and the diagrams didn't seem to be current and were unsure how long it would be. They did however have a sewer jet crew in route. My husband returned and we continued to pump water, coming up from the sewer, out of the basement. A man working with Joselyn McKinnley - also entered our house to look at the basement and see where the water was coming from. He also stated that it was a City of Milwaukee sewer issue and what a horrible situation this was. He provided the information for filing a claim with the City of Milwaukee for loss or damage.

Approximately 7:30pm as we were working in the basement we noticed the water starting to go down the drain where it had been coming in. For the next several hours, we continued to move things and wet dry vacuum the entire basement.

We made calls to our insurance company, American Family 1800-692-6326- to notify them of the situation and find out what might be covered by our homeowners policy. We were given claim # 831-101784. We were told that a claim adjuster would be in contact.

Tuesday, 4-12-11

Both my husband and I had to take time off work to remove carpet, cabinets and water soaked items from the basement. We also went to pick up supplies to clean & disinfect the entire basement due to having sewer back up.

Feltner's Sewer & Drain returned to power rod the main house sewer and remove debris from house lateral. Also suggesting running a camera through to check for additional damages to the lateral, which we declined. The total cost for the work done was \$195.00.

George Novak, Claim Adjuster - American Family, visited us. He took pictures and surveyed the damages caused by the sewer back up. He also gave suggestions on how to sanitize and disinfect the basement. Giving suggestions on what items could be saved and what types of things need to be disposed of. Offering names of restoration companies that we might choose to help with water damage and cleanup. We were told that the damages that we sustained were not covered under our current policy.

Attached is the e-mail letter that George Novak received from Nancy Alvarado, Sewer Program Manager - regarding the sewer clog on South 3rd Street and what action was taken and would be taken to resolve the backup issue.

Wednesday, 4-13-11

Both my husband and I had to take another day off work to complete the basement cleanup.

We feel that the City of Milwaukee is negligent for failure to properly maintain the working order of the main sanitation sewer lines in our neighborhood. In the 23 years that we have lived in our home at 6214 South 3rd Street, we have never had an incident of water in our basement. We had a sump pump failure in 2003, which caused a small amount of clean rainwater to enter the basement. Not even during the most recent heavy rains did we ever have water issues in our basement. When my husband questioned the City crew on site and the operator that he spoke with at 286-2489, about when the sewers were checked or cleaned last, they could not remember or retrieve that information.

We also feel like the boring work being done on the south side of College Avenue (at the top of our hill) also could have contributed to the clogging issue. We were the only affected residence on South 3rd Street. When we questioned the City workers as to why no one else was affected - we were told, that were at the bottom of the hill and our lateral/basement would have to fill up before the next house would be affected. We are thankful to have found the water back up when we did and to have thought quickly enough to start the pumps to keep the water level from damaging more of our basement contents. Although having the sewer water in the basement made for hours / days of extensive cleanup and sanitizing, as well as, the damage of some of our basement items.

We started cleaning on the evening of 4/11/11 and continued to clean the basement and through 4/21/11. We missed 2 days of work for the major bleaching and removal of carpet and other items from our basement.

We are seeking damages and reimbursement for damages as stated.

Feltner's Sewer & Drain returned to power rod the main house sewer and remove debris from house lateral. Also suggesting running a camera through to check for additional damages to the lateral, which we declined. The total cost for the work done was \$195.00.

Basement carpeting/installation
2 estimates provided from:

Stu's Flooring - Basement carpet replacement - Reaction 26 color #745 12x 49 / labor \$ 1892.00
Carpet is replacing the same carpet style and color as previous. (Commercial grade carpet)

Kern's Carpeting - Basement carpet replacement - Install/Rec Room glue to concrete. \$1890.00

Sony Home Theatre System Sub-Woofer damaged - water entered the sub-woofer and damaged the internal components and exterior cabinet
Purchased 4/9/11 \$99.99

****Baby Crib Mattress** - The mattress was stored in plastic under the basement stairs due to the standing water the entire mattress was full of sewer water and had to be disposed of.
Receipt - Pewaukee Mattress purchased 1/6/90 = \$50.95

****2 - Tochiere Lamps** - Due to the standing water these lamps
Purchased 9/8/90 2 @ \$49.90 = \$99.80

****Basement Storage Cabinets** - Due to the standing sewer water the bottoms of these cabinets started to soak up water and crumble. These cabinets were made of press board and were painted. They held toys, books and videos stored in them.
Receipt - Builders Square purchased 3/25/95
2 cabinets - 70" tall x 16" deep x 36" wide 2 @ 136.49 = \$272.98
2 cabinets - 35" tall x 20" deep x 24" wide. 2 @ 68.99 = \$137.98

Storage Bins Purchased 4/12/11 & 4/16/11- to store items previously stored in the basement cabinets which need to be discarded due to water damage. Walmart 4/16/11 \$ 95.44

Cleaning Supplies Reciepts -
Menards 4/12/11 & 4/16/11 - \$130.18

Reimbursement for time off work - 4/12/11 - 4/13/11
Sandra A Wagner - \$375.00 - See attached pay stub - Paid Full Salary/Seeking 2 days Vacation
Time lost Michael J Wagner- \$672.56 - See attached pay stub

Walgreens Photo - Photo processing for claim \$5.24 & \$4.94 = \$10.18

DAMAGES [REDACTED] per estimates, receipts & original receipts

**Some of the receipts provided are original and we would like the City to take into account that replacement at "today's" costs would be significantly higher. We feel that we are being very modest in our claim. We would like the City of Milwaukee to take into consideration that our quick response of running pumps to minimize the damages, significantly reduced the amount of the claim. Although, we are claiming two full days off work to clean and disinfect the entire area, we feel like this is a modest amount of time, as we did continue to clean and work in the basement for roughly 2 weeks after this incident. We were not covered for any damages on our homeowners policy and received no compensation for any of the damages from any other sources.

Please note that our damages are far greater than this and we are seeking far less than we are .

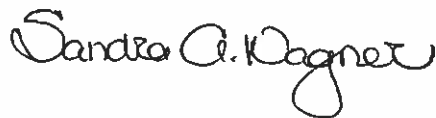
Besides the monetary loses, we would also ask that the City of Milwaukee check and maintain the main sewer lines in our neighborhood more regularly, so this doesn't happen to us in the future.

Sincerely,

Michael J Wagner



Sandra A Wagner



Home (414) 762-0355
Mike Cell: (414) 840-6746
Sandy Cell: (414) 840-6747

FW: 6214 S 3rd St.

George A Novak, MBA, AIM
Property Claims Field Senior Adjuster

Ext: 21756
Mobile: (414) 801-2434
Email: gnovak@amfam.com

Scanning Center
6000 American Parkway
Madison WI 5378

From: Novak, George A <GNOVAK@amfam.com>
To: mswags02 <mswags02@aol.com>
Subject: FW: 6214 S 3rd St.
Date: Tue, Apr 12, 2011 12:39 pm

1-800 MY AMFAM (800-692-6326)
amfam.com/claims



Mike,

This is the email I got from the City of Milwaukee.

George Novak

From: Alvarado, Nancy [mailto:Nancy.Alvarado@milwaukee.gov]
Sent: Tuesday, April 12, 2011 10:28 AM
To: Novak, George A
Cc: Sanders, Jason
Subject: 6214 S 3rd St.

George,

This is to confirm that yesterday, April 11, 2011, the City 8" sanitary sewer was clogged in the 6200 block of S 3rd St. After it was determined that the sewer was clogged, a Sewer Jet immediately opened the clog and restored it back to proper working order.

Today that sewer is being televised with a closed circuit camera.

Any questions, you can contact me at 414-286-2013.

Thank you,
Nancy Alvarado
Sewer Program Manager

The City of Milwaukee is subject to Wisconsin Statutes related to public records. Unless otherwise exempted from the public records law, senders and receivers of City of Milwaukee e-mail should presume that e-mail is subject to release upon request, and is subject to state records retention requirements. See City of Milwaukee full e-mail disclaimer at www.milwaukee.gov/email_disclaimer

CITY OF MILWAUKEE
RECEIVED
2011 AUG -3 PM 3:30
OFFICE OF
CITY ATTORNEY



AMERICAN FAMILY INSURANCE GROUP

SCANNING CENTER • 6000 AMERICAN PKWY • MADISON WI 53783-0001 • 1-800-MYAMFAM (1-800-692-6326)

April 12, 2011

83-GAN001
MICHAEL J & SANDRA A WAGNER
6214 S 3RD ST
MILWAUKEE WI 53207-6260

RE: Our Claim Number: 00-831-101784-0638
Our Policy Number: 48PJ1654-01
Our Insured: Michael J & Wagn Wagner
Date of Loss: April 11, 2011
Our Company Name: American Family Mutual Insurance Company

Dear Michael J & Sandra A Wagner:

This letter will confirm our conversation regarding your claim. As we discussed, policy language excludes coverage for this loss. I have enclosed a copy of the applicable policy language.

I am sorry that we could not have been more helpful. If you have any questions, please contact me at telephone number 1-414-801-2434.

Sincerely,

George A Novak
Property Cln Field Senior Adjuster
American Family Mutual Insurance Company
1-800-MYAMFAM (1-800-692-6326) X 21756
gnovak@amfam.com
Fax: (186) 649-4513 Ext: 8
www.amfam.com/claims

Enc:

Fully Insured



FELTNER'S

Sewer & Drain Service

We'll fix your throne... so you're good to go!

1-866-FELTNER

P.O. Box 257 • Trevor, WI 53179

24 Hour Emergency Service • 7 Days a Week

Racine 262-554-5002

Kenosha 262-654-7776

Western Counties 262-862-6887

Milwaukee 414-771-7111

Toll Free 1-866-FELTNER

www.Draintroubles.com

Family Owned
& Operated

JOB NO.		
INVOICE	PHONE 762-0355	DATE 4-12-11
NAME Sandra or Michael Wagner		
ADDRESS 6214 S 3rd		
CITY Milwaukee	STATE WI	ZIP CODE 53207

CASH	CHECK # 5927	BILLING	OTHER
DESCRIPTION			AMOUNT
Drain service			
4-11-11 basement was flooded			
due to city main back-up. Came back			
on 4-12-11 to power rod the main sewer			
and remove debris from house lateral			
Paid in full			
			Deposit
			Balance
IN THE UNLIKELY EVENT THAT FELTNER'S SEWER & DRAIN SERVICE MUST RE-ROD A LINE UNDER WARRANTY, BE ADVISED OF A \$25.00 TRIP CHARGE.			TOTAL 195.00

ACCEPTED: The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined.

AUTHORIZED SIGNATURE:

Marco S. Gary #9

DATE:

4-12-11

CUSTOMER SIGNATURE:

Michael Wagner

Walmart

Save money. Live better.

MANAGER JEFF DAVIS
 (414) 761 - 9560
 ST# 1551 OP# 00004859 TE# 25 TR# 00176
 LATCH TOTE 007314994510 12.97 X
 LATCH TOTE 007314994510 12.97 X
 18G TOTE 007352703768 5.47 X
 18G TOTE 007352703768 5.47 X
 18G TOTE 007352703768 5.47 X
 18G TOTE 007352703768 5.47 X
 18G TOTE 007352703768 5.47 X
 18G TOTE 007352703768 5.47 X
 18G TOTE 007352703768 5.47 X
 18G TOTE 007352703768 5.47 X
 SUBTOTAL 69.70
 TAX 1 5.600 % 3.90
 TOTAL 73.60
 VISA TEND 73.60

ACCOUNT # 9971
 APPROVAL # 093417
 TRANS ID - 0001106524574455
 VALIDATION - N46Z
 PAYMENT SERVICE - E
 CHANGE DUE 0.00

ITEMS SOLD 10

TC# 4426 5235 5395 5364 6576



We gladly accept valid
 manufacturer & internet coupons.
 04/16/11 09:34:26

CUSTOMER COPY

STORAGE TOTES
 WALMART TOTES - 73.60
 MENARDS TOTES - 21.84
 95.44

Cleaning + Garage
Supplies
from 4-11-11 Backup

Use Your  2%
BIG CARD REBATE
MENARDS

MENARDS - OAK CREEK
6800 SOUTH 27TH ST.
OAK CREEK, WI 53154

KEEP YOUR RECEIPT
RETURN POLICY VARIES BY PRODUCT TYPE

Unless noted below allowable returns for
items on this receipt will be in the form
of an in store credit voucher if the
return is done after 07/15/11



Sale Transaction

2X4X6' SPF CONSTRUCT	
1021075 4 @1.49	5.96
PVA SPONGE MOP REPL	
6462004	2.99
LYSOL ALL PURPOSE CL	
6471963 2 @2.42	4.84
TOTAL	13.79
TAX AT 5.6%	0.77
TOTAL SALE	14.56
VISA 9971	14.56
000651	

TOTAL NUMBER OF ITEMS = 7

GUEST COPY

The Cardholder acknowledges receipt of
goods/services in the total amount shown
hereon and agrees to pay the card issuer
according to its current terms.

THIS IS YOUR CREDIT CARD SALES SLIP
PLEASE RETAIN FOR YOUR RECORDS.

THANK YOU, YOUR CASHIER, Matt

11003 05 0057 04/16/11 10:06AM 3032

TOTAL MENARDS
\$14.56 4-16-11
\$62.18 4-12-11
\$53.44 4-12-11
\$130.18 TOTAL

Use Your  2%
BIG CARD REBATE
MENARDS

MENARDS - OAK CREEK
6800 SOUTH 27TH ST.
OAK CREEK, WI 53154

KEEP YOUR RECEIPT
RETURN POLICY VARIES BY PRODUCT TYPE

Unless noted below allowable returns for
items on this receipt will be in the form
of an in store credit voucher if the
return is done after 07/11/11



Sale Transaction

LOOR SCRUB	
489799	8.79
X4X8' SPF CONSTRUCT	
021075 4 @1.49	5.96
VA SPONGE MOP REPL	
482004 2 @2.99	5.98
2 OZ OAMP RID REFL	
472261	3.88
EFINISHING GLOVES 1	
613489	1.99
PK LATEX GLOVES SM	
603913 4 @0.99	3.96
0.5 OZ DAMP RID	
472260 2 @2.53	5.06
0" BOX FAN	
211117	14.99
<hr/>	
OTAL	50.61
AX AT 5.6%	2.83
OTAL SALE	53.44
ISA 9971	53.44
45811	

01A1 NUMBER OF ITEMS = 16

GUEST COPY

The Cardholder acknowledges receipt of
goods/services in the total amount shown
hereon and agrees to pay the card issuer
according to its current terms.

THIS IS YOUR CREDIT CARD SALES SLIP
PLEASE RETAIN FOR YOUR RECORDS.

HANK YOU, YOUR CASHIER, LISA

9480 04 8729 04/12/11 02:58PM 3032

Use Your  2%
BIG CARD REBATE
MENARDS

MENARDS - OAK CREEK
6800 SOUTH 27TH ST.
OAK CREEK, WI 53154

KEEP YOUR RECEIPT
RETURN POLICY VARIES BY PRODUCT TYPE

Unless noted below allowable returns for
items on this receipt will be in the form
of an in store credit voucher if the
return is done after 07/11/11



Sale Transaction

20 GAL TOTE W/ LID	
8452275 4 @5.48	21.84
CLOROX BLEACH 96 OZ *	
8471111 6 @1.49	8.94
19 QT DOUBLE PAIL	
6483236	12.97
LYSOL ALL PURPOSE CL	
6471963 2 @2.42	4.84
PVA SPONGE MOP	
8481995 2 @7.99	15.98
20" BOX FAN	
6211117	14.99
<hr/>	
TOTAL	99.56
TAX AT 5.6%	4.46
TOTAL SALE	84.02
VISA 9971	84.02
074038	

TOTAL SAVINGS 2.00

TOTAL NUMBER OF ITEMS = 16

GUEST COPY

The Cardholder acknowledges receipt of
goods/services in the total amount shown
hereon and agrees to pay the card issuer
according to its current terms.

THIS IS YOUR CREDIT CARD SALES SLIP
PLEASE RETAIN FOR YOUR RECORDS.

THANK YOU, YOUR CASHIER, Brenda

34506 05 8130 04/12/11 07:40AM 3032

On Customer Receipt

62.18



4820 W. Loomis Road
Greenfield, WI 53220
Phone 414-744-9400
Fax 414-744-9237

Estimate

Date	Estimate #
6/13/2011	R4441

Name / Address	
Michael Wagner 6214 S 3rd Street Milwaukee, WI 53207	
Email address	mswags02@aol.com

Job Location

Contact	Contact #	Hear about us?	Cell #	Salesperson
	840-6746			DL

Description

Basement for carpet replacement

Stu's - Reaction 26 color #745 12 x 49
Glue Direct Carpet Labor
Carpet Adhesive

TOTAL.....\$1,892.00

Carpet is replacing the same carpet style and color as previous
Previous carpet has been removed - Owners will move most furniture

NOTE: Room Temperature must be at least 68 degrees for 48 hours
prior to installation.

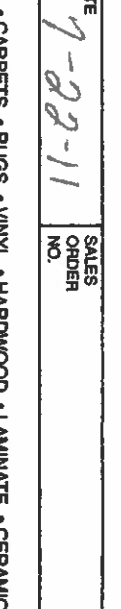
Total \$1,892.00

Customers Signature

Down Payment

Authorized Signature

Balance Due

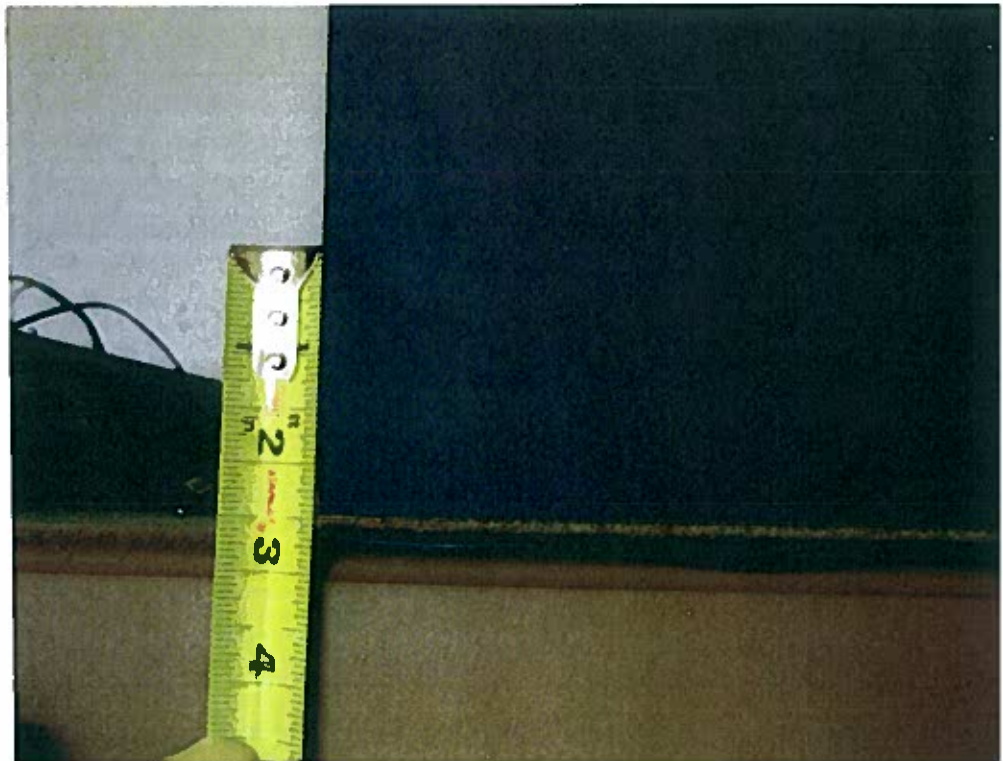
[illegible]

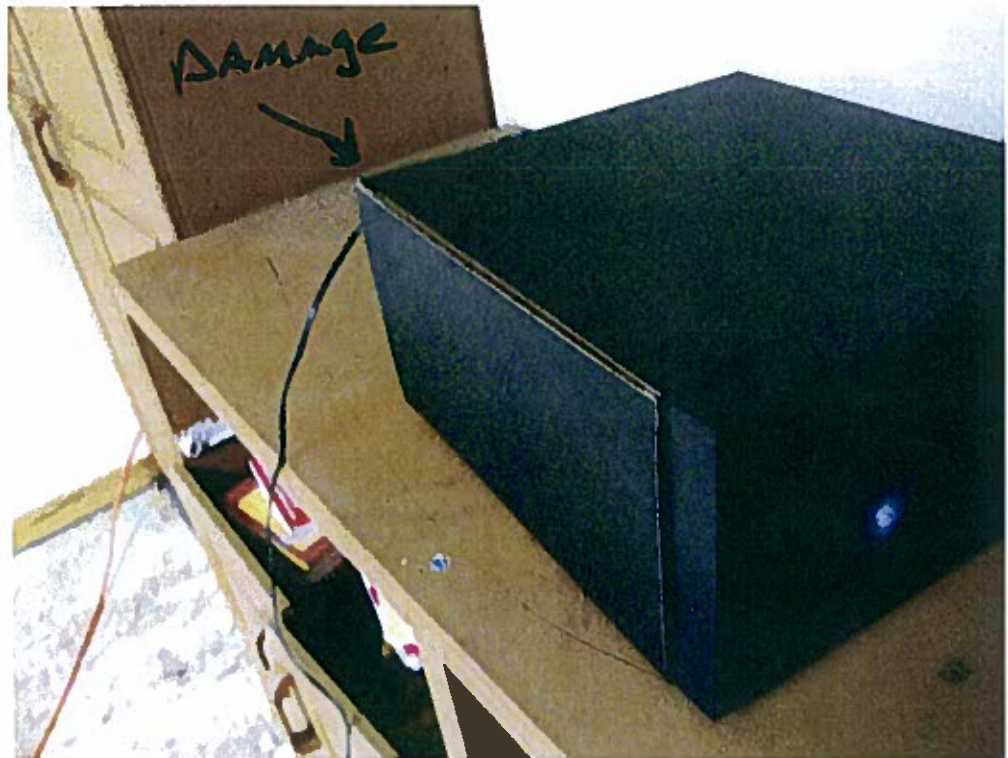
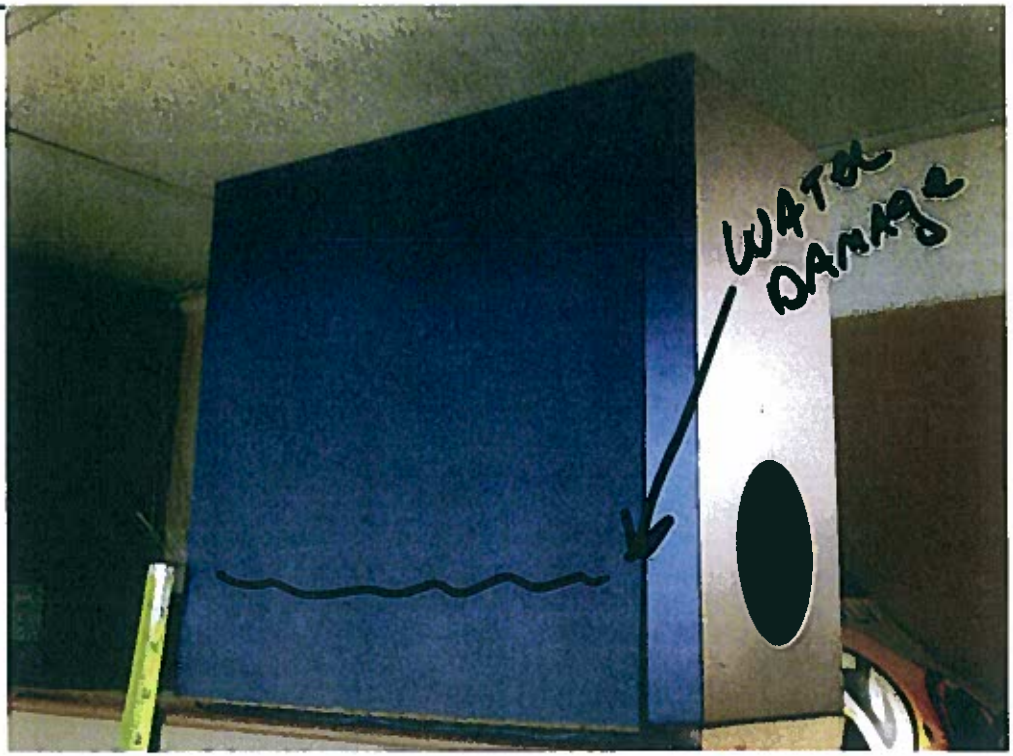
**TO SCHEDULE INSTALLATIONS
OR TO CHECK ON YOUR ORDER
PLEASE CALL KERNS CARPETS
WAREHOUSE: 414-831-0002**

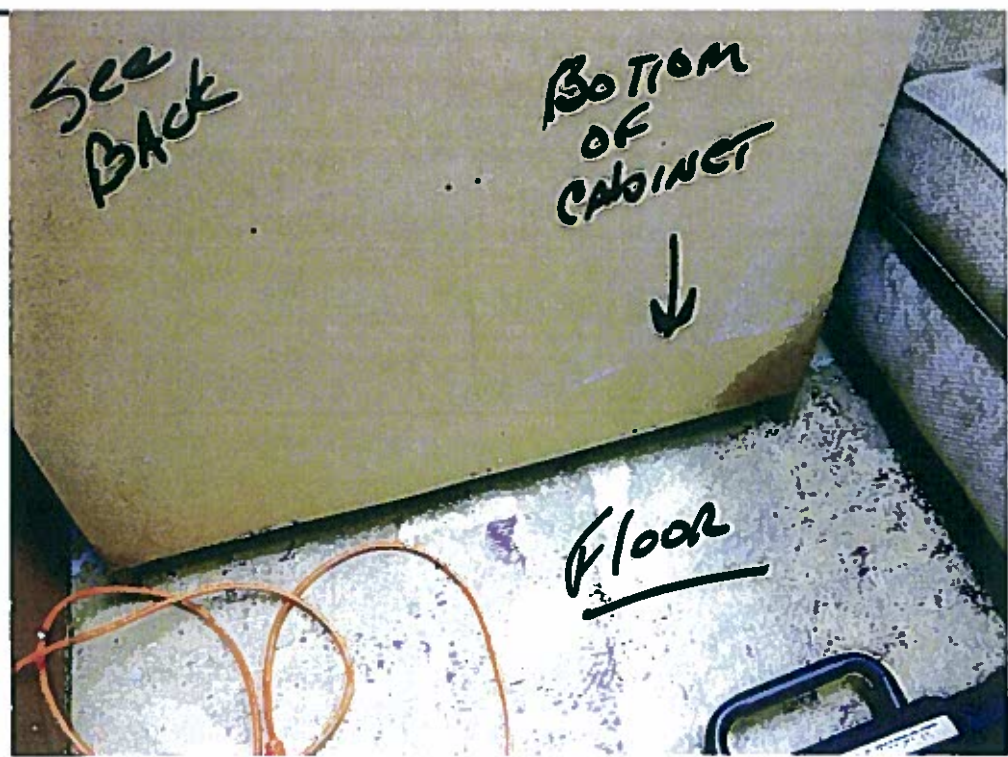
- DO NOT SIGN THIS BEFORE YOU READ THE WRITING ON THE REVERSE SIDE, EVEN IF OTHERWISE ADVISED.
- DO NOT SIGN THIS IF IT CONTAINS ANY BLANK SPACES.
- YOU ARE ENTITLED TO AN EXACT COPY OF ANY AGREEMENT YOU SIGN.
- YOU HAVE THE RIGHT AT ANY TIME TO PAY IN ADVANCE THE UNPAID BALANCE DUE UNDER THIS AGREEMENT.
- CARPETS ARE NOT GUARANTEED AGAINST CRUSHING, FADING, MATTING AND CLEANING UNLESS OTHERWISE STATED.
- CARPETS & VINYL BASED ON STANDARD WIDTHS OF 6, 12, 13¹/₂, 13³/₄ AND 15 ft.

CUSTOMER

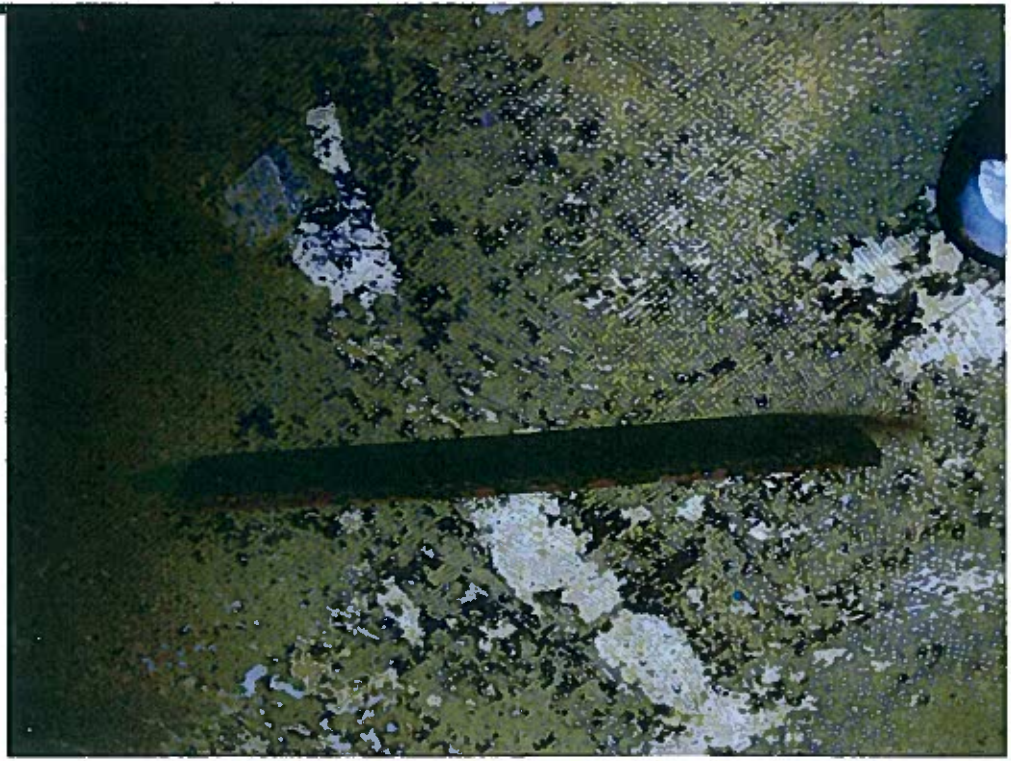
See
Back
Sub-woofer



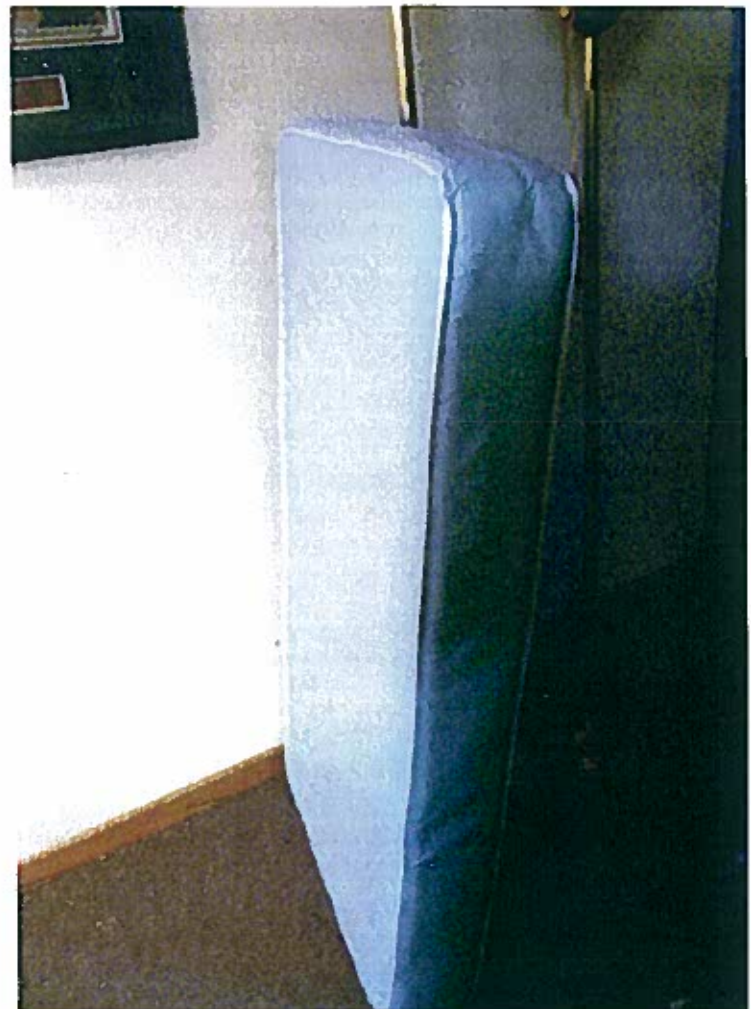
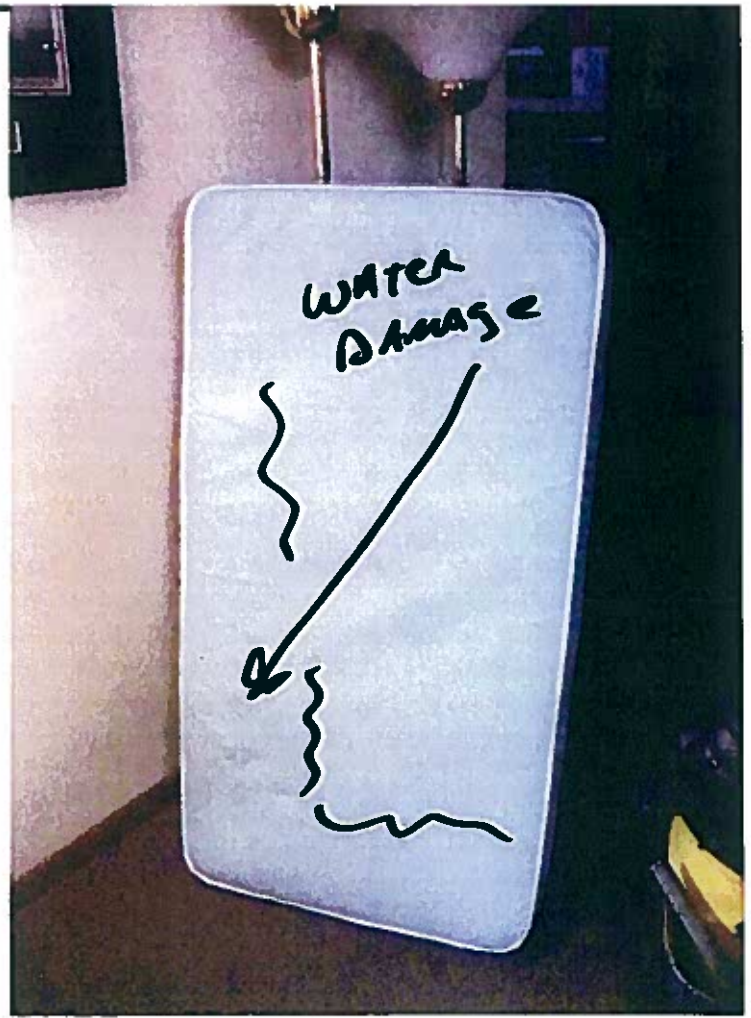








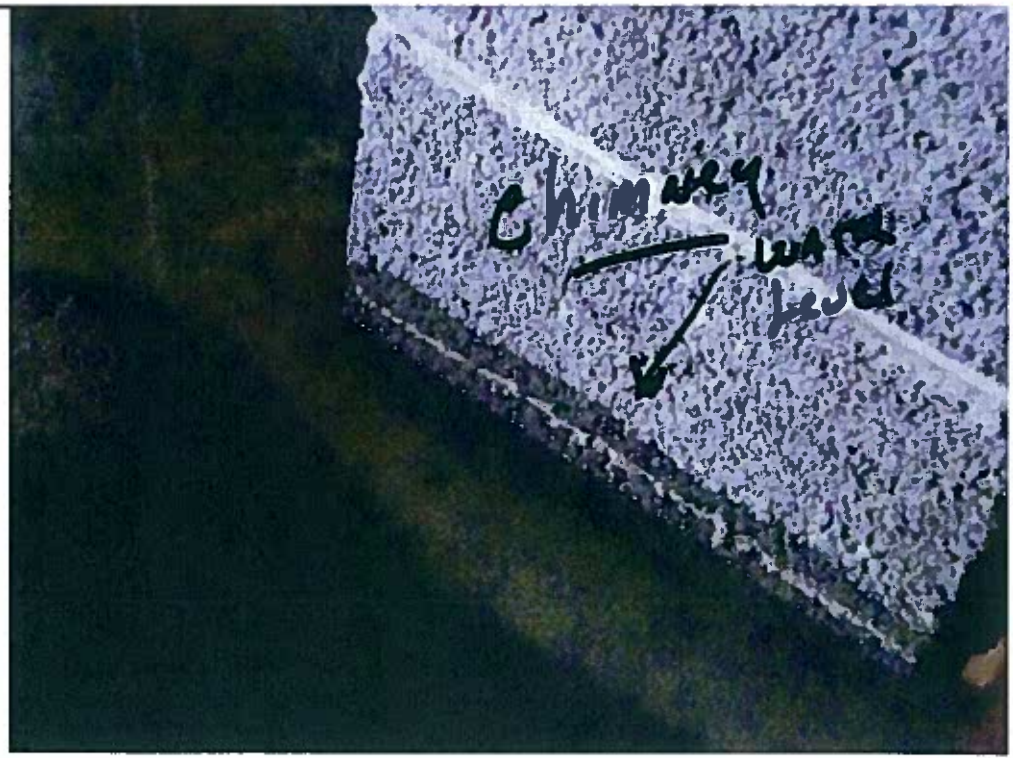


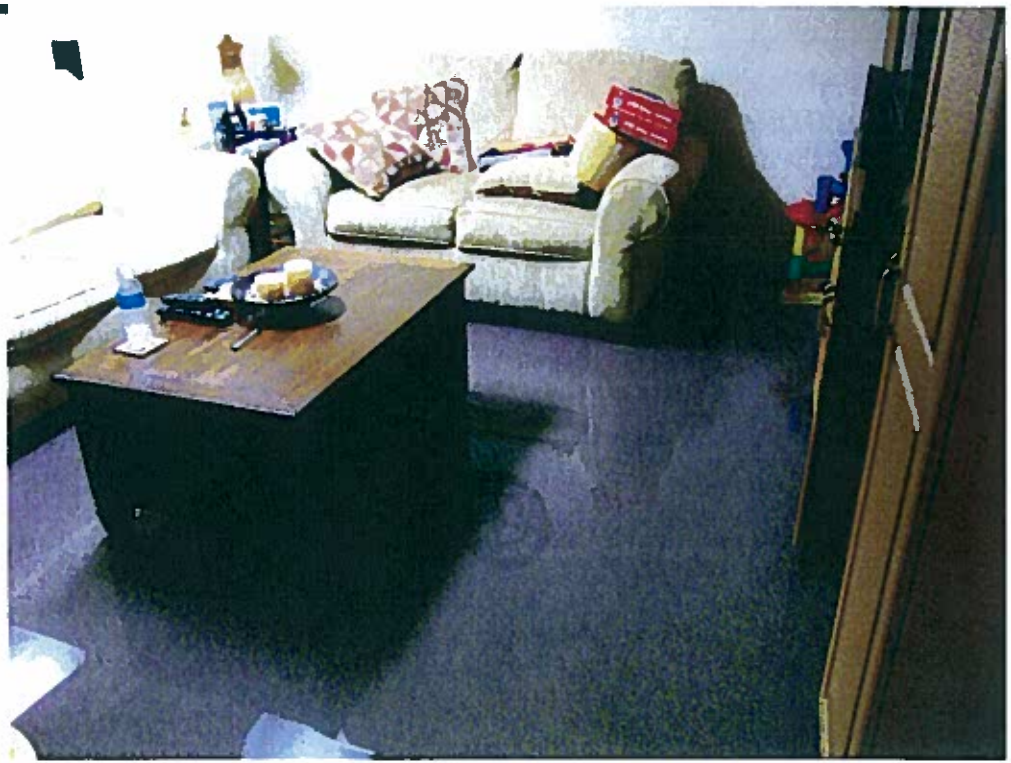


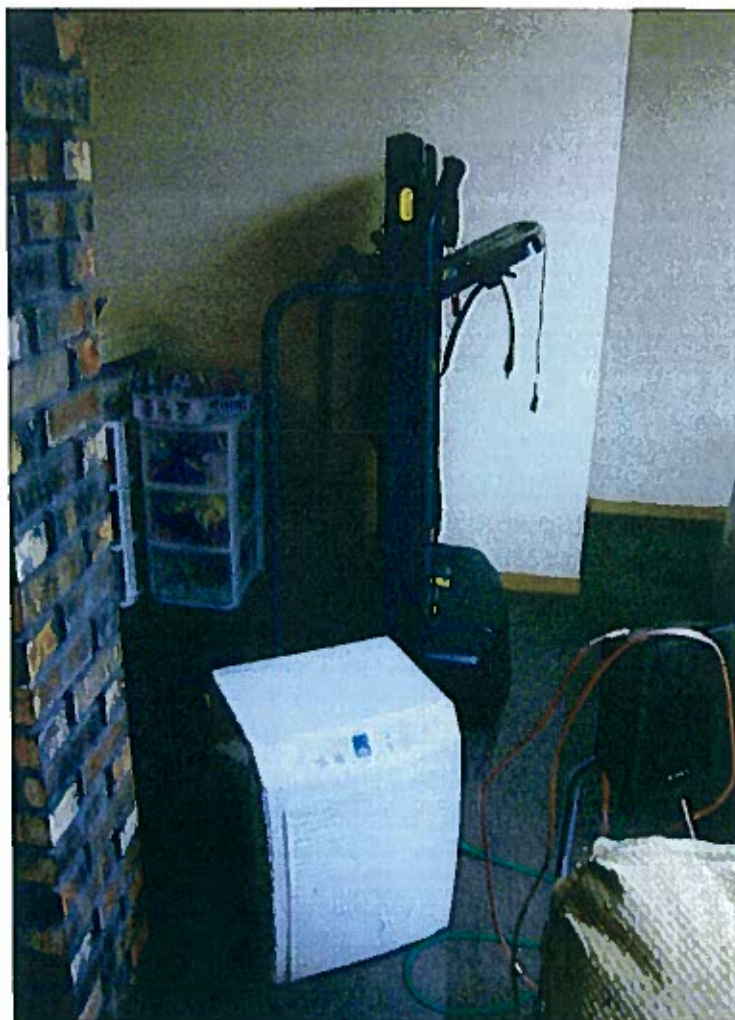








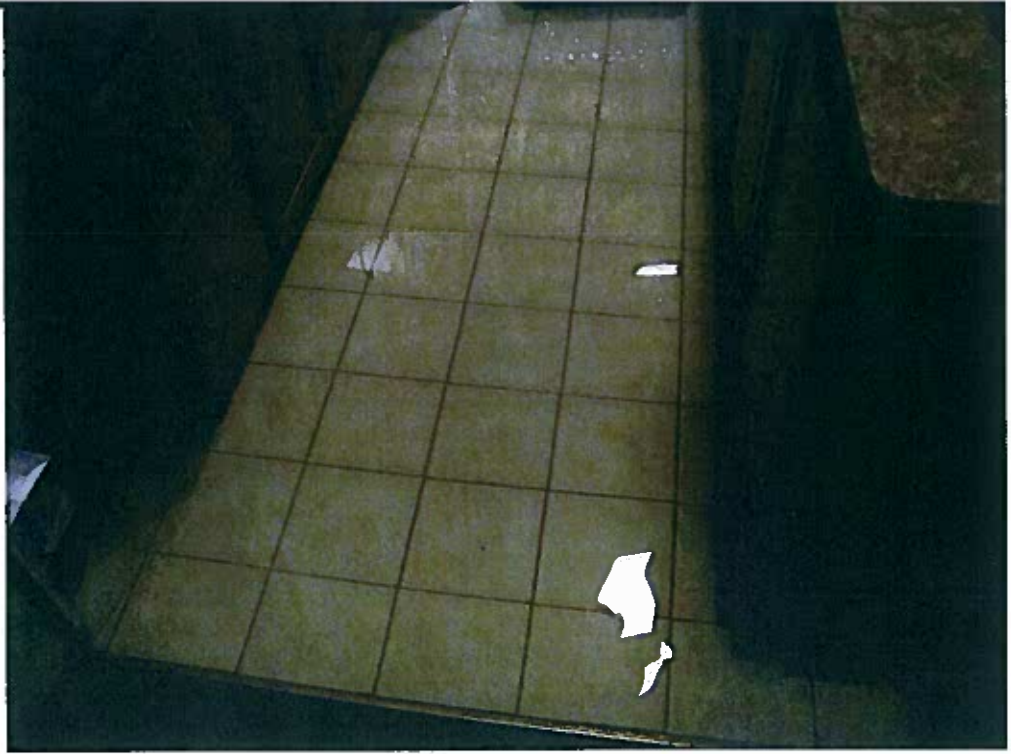


















GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
LINDA ULISS BURKE
VINCENT D. MOSCHELLA
Deputy City Attorneys



THOMAS O. GARTNER
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JARELY M. RUIZ
ROBIN A. PEDERSON
DANIELLE M. BERGNER
CHRISTINE M. QUINN
MARGARET C. DAUN
Assistant City Attorneys

August 22, 2011

Michael J. & Sandra A. Wagner
6214 South 3rd Street
Milwaukee, WI 53207

RE: C.I. File No.: 11-S-222

Dear Mr. & Mrs. Wagner:

We have received your claim in the amount of \$4,032.06, relating to damage allegedly sustained on April 11, 2011 when backwater from the City's sewer backed up into your residence at 6214 South 3rd Street.

Our investigation reveals that the Infrastructure Services Division (ISD) records indicate that on April 11, 2011 they responded to a call of a backwater at this address. They found that the City sanitary main sewer was clogged with grease and other debris. A sewer jet was used to open the clog and restore the sewer to proper working condition. The ISD records also indicated that the sewer is on a regular cleaning schedule and was last cleaned, prior to this incident, on June 28, 2010. Because the sewer is on a regular cleaning schedule and the City did not have notice of problems with the sewer, the City cannot be held liable. Therefore, we are denying your claim.

If you wish to appeal this decision, you may do so by sending a letter within 21 days of the receipt of this letter to the Milwaukee City Clerk, 200 East Wells Street, Room 205, Milwaukee, Wisconsin 53202, requesting a hearing.

Very truly yours,


GRANT F. LANGLEY
City Attorney

Steven M. Carini
STEVEN M. CARINI
Investigator Adjuster

SMC:ms
1029-2011-2113:172708

OFFICE OF THE CITY ATTORNEY

NOTICES SENT TO FOR FILE 110680:

[illegible]



Legislation Details (With Text)

File #: 110681 **Version:** 0

Type: Resolution **Status:** In Committee

File created: 9/20/2011 **In control:** JUDICIARY & LEGISLATION COMMITTEE

On agenda: **Final action:**

Effective date:

Title: Resolution relating to an appeal from Jerry Garrett for the loss of his dog. (15th Aldermanic District)

Sponsors: THE CHAIR

Indexes: CLAIMS APPEAL

Attachments: Appeal, City Attorney Letter, Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
9/14/2011	0	COMMON COUNCIL	ASSIGNED TO		
9/27/2011	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		

Number

110681

Version

ORIGINAL

Reference

Sponsor

THE CHAIR

Title

Resolution relating to an appeal from Jerry Garrett for the loss of his dog. (15th Aldermanic District)

Drafter

CC-CC

dkf

9/14/11

Thurs. Sep 1st 2011

Dear Sir or Madam

I am appealing the decision regarding the case of the my beloved dog Lady who was killed, shot three times by the Milwaukee Police on March 25 2011. I came to City hall to file the claim in person but the building was closed on Friday Sept 2, 2011. I didn't receive this letter until Aug 16, five days after the date of this letter. The police lied and is trying to cover up the incident. Sgt. Murphy himself admitted to me they shouldn't have allowed my dog to be shot. Animal Control could have controlled the situation. My dog was shot three times not once as stated on the report. The dogs were outside in a closed in yard so there was no use to force her in the basement of my home. My dog was a loving dog but was accosted by the police which she feared. My dog ran loose once and

hurt no one. Animal Control had got
them when Lady slipped off her chain.
The Milwaukee Police Dept is getting
away with too much. On Feb 21, 2011
Neighborhood Services forced me out of
my home on 2464 A North 33 St.
The Police off. Scott R Lesniewski
called Animal Control and took my dogs
& puppies to MADDOX. I told him my
niece was picking them up on the
weekend and I didn't have money
to pay Maddox. He promised me
he would get my dogs back to
me. When I called Maddox they
wanted me to pay \$75.00 to retrieve
my animals. I sold my computer to
get my two adult dogs and one puppy.
Maddox put 4 of my puppies to sleep.
2 months earlier I saved them from
Parvo a deadly puppy disease. I spent
\$600.00 and endless amount of time
saving them. I was sick myself
working to saving them. The puppies
was promised to family members
in Chicago. My Niece Nichole Garrett
talk to Off. Lesniewski, Lesniewski.

I have been treated Very unfair
by Milwaukee Police. They lied to
me and allowed my puppies to
put to sleep and killed their mother
the next month. No one was
punished for it. I'm the only
victim. My dog Lady never harmed
no one. I lost 1 dog and her four
puppies Thanks to Milwaukee Police.
Please help me.

Jerry D. Garrett
414 553-6248

P.S. Please
excuse my hand
writing, I'm very
upset...

DENIAL MAILED
TO CLMT. ON
08-16-11

Mar. 15, 2011

CITY OF MILWAUKEE

11 JUL 15 PM 2:26

RONALD D. LEONHARDT
CITY CLERK

In the early hour of March 29, 2011 police chased two robbery suspects in my home at 2151 N. 35th. My friend was across the street and left the door unlocked. The suspects ran into the house, and police followed them, not knowing the dogs were in the house. One of the suspects ran out of the back door leaving it open. My dogs ran out in the back yard. According to the report police gathered the dogs and forced them back into the house. While the other suspect was still in the house. My Tan and white dog Lady ran into the house twice. While barking at police, because she was a trained guard dog, did what she was taught to do. Police failed to follow protocol and any methods of restraining my dog, instead forced her into the house only to shoot her three times, one was in her head. Animal Control was on site, the officers failed to use trained professionals to get the dog. Nor did they care about the life of my dog who was in her own home defending it. They ~~should~~ showed no restraint in saving my dog. The officers also lied on the report. Why would you force a dog back into the house only to kill her. I'm still severely depressed over her death. She was highly

trained and taught to command. She was four years old. I had her since a puppy. She protected me. In filing a \$1600.00 claim against the city of Milwaukee for the death of my beloved dog and companion Lady. Lady was more than just a guard dog she was my friend. I cried for six days. Please give me justice

Thank you
Jerry D. Barrett
12151 N. 35th (414) 553-6240
Mil WI.

P.S. Its a lot of inconsistencies in the police report according to eyewitnesses

CITY OF MILWAUKEE
RECEIVED
2011 JUL 18 PM 3:48
OFFICE of
CITY ATTORNEY

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
LINDA ULISS BURKE
VINCENT D. MOSCHELLA
Deputy City Attorneys



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DANIELLE M. BERGNER
CHRISTINE M. QUINN
MARGARET C. DAUN
Assistant City Attorneys

August 11, 2011

Jerry Garrett
1323 West 98th Street
Chicago, IL 60643

RE: Jerry Garrett
C.I. File No.: 11-S-202

Dear Mr. Garrett:

We have received your claim in the amount of \$1,600.00, relating to the March 25, 2011 death of your dog due to Milwaukee Police Department (MPD) activity at 2151 North 35th Street.

Our investigation reveals and you have agreed that this situation occurred on the date noted above and not March 20, 2011 as stated in your claim. The investigation further reflected that the MPD was investigating and in pursuit of a suspect involved in a shooting and armed robbery. The officers were advised that the suspect went into your home located at 2151 North 35th Street. The officers approached the home and two subjects were observed exiting the property.

Three loose pit bulls were observed in the rear yard. The responding offices were able to corral the dogs back into the home in preparation for securing them. One of the dogs was extremely aggressive and due to the exigency of the circumstances and the possibility an armed suspect was still in the home, the decision was made to extricate the dogs from the home. Since your dog was extremely aggressive and exhibiting attacking behavior toward the MPD personnel, the on-site supervisor approved the actions relating to your dog. The actions taken in this matter were necessary and appropriate. Since the police were not negligent and acting within their sphere of responsibility, the City cannot accept liability and we are denying your claim.


Jerry Garrett
August 11, 2011
Page 2

If you wish to appeal this decision, you may do so by sending a letter within 21 days of the receipt of this letter to the Milwaukee City Clerk, 200 East Wells Street, Room 205, Milwaukee, Wisconsin 53202, requesting a hearing.

Very truly yours,



GRANT F. LANGLEY
City Attorney



ROBERT OVERHOLT
Investigator Adjuster

RMO:ms
1032-2011-1947:172350

NOTICES SENT TO FOR FILE 110681:

[illegible]



Legislation Details (With Text)

File #: 110750 **Version:** 0
Type: Ordinance **Status:** In Committee
File created: 9/20/2011 **In control:** JUDICIARY & LEGISLATION COMMITTEE
On agenda: **Final action:**
Effective date:
Title: An ordinance relating to tax delinquent certified survey map parcels.
Sponsors: THE CHAIR
Indexes: CERTIFIED SURVEY MAPS, TAX LIENS, TAXATION
Attachments: Hearing Notice List

Date	Ver.	Action By	Action	Result	Tally
9/20/2011	0	COMMON COUNCIL	ASSIGNED TO		
9/27/2011	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
9/27/2011	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		

Number
110750
Version
ORIGINAL
Reference

Sponsor
THE CHAIR
Title

An ordinance relating to tax delinquent certified survey map parcels.

Requestor

Drafter
CC-CC
jro
9/23/11

..Number
110750
..Version
SUBSTITUTE 1
..Reference

..Sponsor
THE CHAIR

..Title
A substitute ordinance relating to assignment of tax-key numbers created by certified survey maps.

..Sections

119-16-2 rp

119-16-3 rn

..Analysis

Currently, if any certified survey map approved during a calendar year has unpaid property taxes as of January 1 of the following calendar year, the commissioner of assessments shall not approve new tax-key numbers for the parcels created by the certified survey map until such time as all outstanding taxes on the original parcel are paid in full. This ordinance repeals this provision.

..Body

The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1. Section 119-16-2 of the code is repealed. (Note: The provision being repealed reads as follows:

119-16. Enforcement.

2. TAX-DELIQUENT CERTIFIED SURVEY MAP PARCELS. If any certified survey map approved during a calendar year has unpaid property taxes as of January 1 of the following calendar year, the commissioner of assessments shall not approve new tax key numbers for the parcels created by the certified survey map until such time as all outstanding taxes on the original parcel are paid in full.)

Part 2. Section 119-16-3 is renumbered 119-16-2.

..LRB
APPROVED AS TO FORM

Legislative Reference Bureau

Date: _____

..Attorney

IT IS OUR OPINION THAT THE ORDINANCE

IS LEGAL AND ENFORCEABLE

Office of the City Attorney

Date: _____

..Requestor

..Drafter

LRB134267-2

Teodros W. Medhin/lp

9/30/11

NOTICES SENT TO FOR FILE 110750:

[illegible]