Gerard and Karen Holton W277 N865 Woodside Dr. Waukesha, WI 53188 October 13, 2011

CITY OF MILWAUKEE 2011 OCT 17 PM 12: 49 RONALD D. LEONHARDI CITY CLERK

City Clerk ATTN: CLAIMS City Of Milwaukee 200 E. Wells St., Room 205 Milwaukee, WI 53202

### Dear City Clerk:

Please see the attached paperwork, including the pictures, about our claim against the city of Milwaukee per the instructions sent by the Alderman. This is in regards to the flooding of our property on June 21st 2011 (around 6:30pm) with the address 2935/2937 N. 82<sup>nd</sup> Street, due to an error in the installation of a city fire hydrant.

The nature of the situation is as follows: On June 21st, a heavy rain fall caused an excess amount of water into the city storm sewer system, which backed into our basement through the floor drain. After speaking to our Alderman, James A. Bohl, Jr., he informed us that it was due to pea gravel coming through an old hydrant drain, thus, clogging the sewer. An extensive amount of sewage flooded into the property basement, at an estimated height of 22-26 inches. (Please see attached pictures.) A sanitation company was immediately called to dry the space, sanitize, and cut out all dry-wall, doors, trim, etc... as shown in the invoice.

We are seeking reimbursement for the cost of cleaning/sanitizing, in addition to restoring the basement to the original condition prior to the flooding. As you can see from the estimate, the amount sought is \$12,823.59 Although the cleaning company was able to salvage our furnaces, we weren't able to find receipts for our tenants' washers and dryers as shown flooded (now ruined) in the pictures.

We appreciate you reviewing this claim, and are available for any further questions at 414-881-8436 (Gerard) or 608-792-9091 (Karen).

Sincerely. ruad / Holem

Gerard I. Holton **Property Owner** 

414-881-8436

email: gerry kidl@yahoo.com

# SIDELLO PROPERTY SERVICES

4864 South 10th Street Milwaukee, WI 53221 (414) 482-7476 FAX (414) 482-7486

# **INVOICE**

DATE	INVOICE#
7/7/2011	11427

BILL TO	
Gerry Holton W220 N865 Woodside Waukesha, WI 53188	
	ä

JOB NAME	
2937 N 82nd St.	······································
2-Family House	
Và.	

TERMS

Due on receipt

QTY	DESCRIPTION		RATE	AMOUNT
	Mobilize, set up, and take down 1 large dehumidifier, 1 large HEP scrubber, and 2 air movers Remove all debris from basement per owner	A air		
	Remove all doors and jambs	12	534	1
	Remove drywall 24" from floor			
	Wash floor and sanitize			
	Clean and sanitize wood 2 x 4's 24" from floor	e.		
	Labor 6/22/11 - 6/27/11		1,430.00	1,430.00T
	Materials:		47.50	47.50T
	Trucking, Dumping/landfill fee		260.00	260.00T
	Equipment Charges:			
6	Days - 2 air movers @ 25.61/mover		52.22	313.32T
6	Days - 1 HEPA Air Scrubber - Large		121.63	729.781
	Add For HEPA Filter (Negative Air Exhaust Fan)		164.58	164.587
6	Days - 1 Dehumidifier - Large		114.76	688.561
	Clean and Decontamination of Equipment		148.00	148.00T
ė., "	Sales Tax	Alexander of the second	5.60%	211.78
-		Carried Control of the Control of th	- La Maria	And the second
	Str. interpretation of the street of the st		55.46.4	
	1 de 18 de 1	8		
		Total	. ,,,,-,,,	\$3,993.52



2000 S. 4th Street, Milwaukee, WI 53204

PH: (414) 383-3131 PH: (800) 954-2215 Fax: (414) 383-3353 Fed ID #39-1662830

Insured:

Gerard Holton

Property:

2935-37 N 82nd St

Milwaukee, WI 53222

Home:

(414) 881-8436

E-mail:

gerrykid1@yahoo.com

Estimator:

Ben Stern

Business:

(414) 388-3665

**Business:** 

2000 S 4th Street

Milwaukee, WI 53204

E-mail:

bstern@pdr-usa.net

Contractor:

Business: (414) 383-3131

Company: **Business:** 

Paul Davis Restoration

2000 S. 4th Street Milwaukee, WI 53204

Claim Number:

**Policy Number:** 

Type of Loss: Water Damage

Date Contacted:

10/7/2011 3:00 PM

Date of Loss:

10/6/2011 11:00 AM

Date Received:

10/6/2011 12:00 PM

Date Inspected:

10/11/2011 4:00 PM

Date Entered:

10/12/2011 2:00 PM

Price List:

WIMW7X\_OCT11

Restoration/Service/Remodel

Estimate:

11990S



2000 S. 4th Street, Milwaukee, WI 53204

PH: (414) 383-3131 PH: (800) 954-2215 Fax: (414) 383-3353 Fed ID #39-1662830

#### Inspections

The site was inspected on 10/11/11 as requested by the Property Owner, Gerard holton, to provide a causation report and a construction estimate for water damage.

#### Cause & Description

The damage is due to a Sudden Occurrence. The City of Milwaukee's sewage main backed up on block of residence due to aggregate clog from road work.

#### **Damage**

The resulting damage consists of but is not necessarily limited to: sewage contamination damage to finished basement including insulation, drywall, hardwood doors, casings, and baseboard, carpet and pad.

#### Estimate

This estimate is intended to provide necessary repairs of the damages stated above. This estimate has been prepared using an industry recognized independent third-party pricing database which has proved reliable for the type of property repairs outlined.

#### Note

The following estimate assumes that the affected building materials do not contain asbestos or lead. Samples may require testing prior to start of work. If asbestos or lead tests are positive, additional work will be required to complete work in compliance with environmental regulations and worker safety regulations.

#### Intention

This document is intended to be the contract scope of work to be completed and will be part of and/or in addition to any signed contract between the Insured and PDR&R.

#### **Business Hours**

This estimate is written with the assumption that the work will be performed during normal PDR&R business hours

11990S



Bedroom

# Paul Davis Restoration & Remodeling

2000 S. 4th Street, Milwaukee, WI 53204 PH: (414) 383-3131 PH: (800) 954-2215 Fax: (414) 383-3353 Fed ID #39-1662830

# 119908 Main Level

Den				Height: 8'
Subroom 1: STAIRS		28		Height: Sloped
Missing Wall	2' 8" X 8'	Opens	into DEN	
Missing Wall	2' 8" X 8'	Opens	into STAIRS1	
Subroom 2: STAIRS1				Height: 17'
Missing Wall	2' 8" X 17'	Opens	into STAIRS	
DESCRIPTION		QNTY	UNIT COST	TOTAL
Flooring				
Carpet pad		241.00 SF@	0.53 =	127.73
Carpet		301.66 SF@	2.71 =	817.50
Step charge for "waterfall" carpet installa	ution .	13.00 EA@	3.83 =	49.79
Carpet - metal transition strip		6.00 LF @	2.86 =	17.16
Walls				
Batt insulation - 4" - R13		54.00 SF@	0.64 =	34.56
Drywali repiacement per LF - up to 2' tal	İ	83.77 LF @	5.37 =	449.84
Seal then paint the walls (2 coats) - 2 cole	ors	649.71 SF @	0.62 =	402.82
Moldings & Doors				
Interior door - solid oak - paneled - pre-h	ung unit	3.00 EA@	380.06 =	1,140.18
Casing - 2 1/4" stain grade		51.00 LF@	2.51 =	128.01
Stain & finish door slab only (per side)		6.00 EA @	32.64 =	195.84
Stain & finish casing		51.00 LF @	0.86 =	43.86
Door knob - interior		3.00 EA @	37.65 =	112.95

Subroom 1: CLOSET					Height: 8'
DESCRIPTION	8	QNTY	U	NIT COST	TOTAL
Flooring					28
Carpet pad	144.30	SF@		0.53 =	76.48
Carpet	175.50	SF@		2.71 =	475.61
Carpet - metal transition strip	6.00	LF@		2.86 =	17.16
Wails					
Batt insulation - 4" - R13	51.50	SF@		0.64 =	32.96
Drywall replacement per LF - up to 2' tall	77.83	LF@		5.37 =	417.95
Seal then paint the walls (2 coats) - 2 colors	622.65	SF@	76	0.62 =	386.04
Moldings & Doors					
1990S			33	10/12/2011	Page: 3

Height: 8'



2000 S. 4th Street, Milwaukee, WI 53204 PH: (414) 383-3131 PH: (800) 954-2215 Fax: (414) 383-3353 Fed ID #39-1662830

### **CONTINUED - Bedroom**

DESCRIPTION	QNTY	UNIT COST	TOTAL
Interior door - solid oak - paneled - pre-hung unit	2.00 EA @	380.06 =	760.12
Casing - 2 1/4" stain grade	68.00 LF @	2.51 =	170.68
Stain & finish door slab only (per side)	5.00 EA @	32.64 =	163.20
Stain & finish casing	68.00 LF @	0.86 =	58.48
Door knob - interior	2.00 EA @	37.65 =	75.30

### **General Conditions**

DESCRIPTION	QNTY	UNIT COST	TOTAL
Haul debris - per pickup truck load - including dump fees	1.00 EA@	103.65 =	103.65
Taxes, insurance, permits & fees (Bid item)	1.00 EA@		0.00
Final cleaning - construction - Residential	300.00 SF@	0.23 =	69.00

Adjustment
117.30
55.72
234.60
100.36
107.12
117.18
84.56
816.84
7,143.71



2000 S. 4th Street, Milwaukee, WI 53204 PH: (414) 383-3131 PH: (800) 954-2215 Fax: (414) 383-3353 Fed ID #39-1662830

# **Grand Total Areas:**

1,953.69	SF Walls	679.29	SF Ceiling	2,632.98	SF Walls and Ceiling
691.00	SF Floor	76.78	SY Flooring	246.77	LF Floor Perimeter
0.00	SF Long Wall	0.00	SF Short Wall	247.72	LF Ceil. Perimeter
691.00	Floor Area	730.44	Total Area	1,674.65	Interior Wall Area
948.00	Exterior Wall Area	105.33	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		



2000 S. 4th Street, Milwaukee, WI 53204 PH: (414) 383-3131 PH: (800) 954-2215 Fax: (414) 383-3353 Fed ID #39-1662830

# **Summary for Dwelling**

Line Item Total				6,326.87
Total Adjustments for Base Se	rvice Charges			816.84
Material Sales Tax	@	5.600% x	3,708.73	207.69
				7,351.40
Overhead	@	10.0% x	7,351.40	735.14
Profit	@	10.0% x	7,351.40	735.14
Service Sales Tax	@	5.600% x	149.66	8.38
Replacement Cost Value				\$8,830.06
Net Claim				\$8,830.06

Ben Stern



2000 S. 4th Street, Milwaukee, WI 53204

PH: (800) 954-2215

FREE 4117 AND 5563.

# Recap by Category

O&P Items				Total	%
CLEANING				69.00	0.78%
GENERAL DEMOLITION				103.65	1.17%
DUURS				1,900.30	71.579/
DRVWALL.				867 79	9 83%
FLOOR COVERING - CARPET				1,581.43	17.91%
FINISH CARPENTRY / TRIMWORK				298.69	3.38%
FINISII HARDWARE				188.25	2.13%
INSULATION				67.52	0.76%
PAINTING				1,250.24	14.16%
O&P Items Subtotal				6,326.87	71.65%
Base Service Charges			5.	816.84	9.25%
Material Sales Tax	<b>@</b>	5.600%		207.69	2.35%
Overhead	@	10.0%		735.14	8.33%
Profit	@	10.0%		735.14	8.33%
Service Sales Tax	@	5.600%		8.38	0.09%
Total	<del></del>			8,830.06	100.00%



4864 South 10<sup>th</sup> Street Milwaukee, WI 53221-2412 Phone (414) 482-7476 Fax (414) 482-7486

### **PROPOSAL**

TO: Gerry Holton W220 N 865 Woodside Dr Waukesha, WI 53188

specifications, for the sum of:\_

Signature:

**DATE: July 27, 2011** 

**PROPOSAL # JK07272011** 

PHONE # 414-482-7476 FAX # 414-482-7486

LOCATION: 2937 N. 82nd Street JOB NAME: Single family home We hereby submit specifications and estimates for: Insulate all outside walls 24" from floor Drywall, tape and finish with spray 24" from floor Match texture as close as possible Install 5 new 6-panel doors with trim on both sides (Pre-finished) Install new wood base in finished basement Prime and paint new drywall Paint all block walls in basement to owners selected color Paint all stairs from basement to back door Labor and Materials.... NOTE: Bid does not include carpet NOTE: Please read over proposal carefully. Every attempt has been made to include all work that had been discussed between both parties. However, sometimes Items may be left out or missed. Only items on the proposal are what is included with the proposal and the cost. (All prices are subject to sales tax if applicable)

All material is guaranteed to be as specified. All work to be completed in a workmanilke manner according to standard practices. Any alteration or deviation from above specifications involving extra costs will be executed only upon written orders and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays byond our control. Owner to carry fire, tomado, and other necessary insurance. Our workers are fully covered by Workman's Compensation insurance.

DOLLARS

We propose hereby to furnish material and labor complete in accordance with these

MONTH & COMPANAGON MACINES			
Authorized Signature:	L'Kas		<i>A</i>
**This proposal may be withdrawn by us if n	et accepted within 30 days	Pavable upon comp	eletion
Acceptance of proposal - T	<u>he prices, specifications</u>	and conditions are satisfact	ory and are
hereby accepted. You are	uthorized to do the work	k as specified. Payment will	be made as
outlined above.		N. C.	£[1
		<del></del>	
Signature:		Date:	54
<u> </u>			

#### COMMITTEES

- Licenses, Chair
- Judiciary & Legislation
- Steering & Rules

#### BOARD MEMBER

- · Milwaukee Survive Alive, Vice President
- VISIT Milwaukee



JAMES A. BOHL, JR.
Alderman, 5th District

July 22, 2011

## Dear 5th District Resident:

I am writing to inform you that since the June 21st heavy rain and sewer back-up on North 82° Street, I have been working closely with the Department of Public Works Infrastructure Services Division and the Milwaukee Water Works Department to ensure that your sewer is clean and in proper working order. Your street and the immediate area have borne the brunt of a number of flooding and sewer back-up issues over the past 3 years in particular. This most recent event was due to pea gravel coming thru an old hydrant drain, which happened as a result of City repair work. City crews have contacted multiple operations to ensure that the sewer is now free flowing and free of any impediments that would cause future problems.

Most recently, I spoke with Ms. Laura Daniels of Milwaukee Water Works who was responding to my call for an investigation into the incident. She has informed me the Water Works has corroborated the City's responsibility in this and will work to ensure any residents who damages incurred are reasonable compensated. In order to assess fair compensation for damages, the Water Works has asked that all residents file a claim against the City. Ms. Daniels has stated that the City attorney's office will process claims in an expeditious manner.

Enclosed you will find the instructions for filing a claim. Please submit your written statement, along with any information you have regarding the damages that may have incurred. Please include all photographs, estimates for repair and bills that you may have incurred. Please note in subsection (a) that you have 120 days to file a claim.

Should you have any additional questions, please feel free to contact me at 414-286-3870. It is a pleasure to serve you.

Sincerely,

Jim Bohl

Alderman, 5th District

Enclosure

### Peterson, Todd

From:

Bohl, James

Sent:

Tuesday, June 28, 2011 2:46 PM

To:

Peterson, Todd

Subject: FW: 2900 N. 82nd St. Flooding

Please forward a hard copy of this emall to all of our constituents on 82<sup>nd</sup> St who reported a flooding incident last week. They should include this with their claim made to the city. I will still have the discussion with Water Works to see if they might be willing to handle this without the claims process, but am uncertain If this is legal/possible. Folk's should still file the claim within 120 days of the incident. Thanks, jb

From: Danlels, Laura

**Sent:** Tuesday, June 28, 2011 2:14 PM

To: Bohl, James Cc: Brocks, Robert

Subject: RE: 2900 N. 82nd St. Flooding

### Alderman,

I am getting back to regarding your emails of today. I am working with Bob Brooks of Sewers about the ongoing sewer back up investigation in the 2900 block of N 82<sup>nd</sup> St.

What I can tell you thus far is that is that the Water Works did replace the hydrant at 2940 N 82<sup>nd</sup> Street on June 21, 2011. The hydrant which was originally installed with the water main in 1928, apparently had a 2" drain to the sewer. Not all hydrants of this vintage had drains and if they did, not all were connected to the sewer. However, when discovered these drains are to be disconnected and abandoned. The drain at this location was not visible or evident during the course of our excavating activities.

With that being said, Sewers is still investigating with dve tests and cameras to locate the possible cause of sewer backups in this area especially since they were reported to be ongoing annually since the 1990's.

Bob Brooks and I will keep you updated as soon as we know more.

#### Laura

From: Bohl, James

Sent: Tuesday, June 28, 2011 8:46 AM

To: Daniels, Laura Cc: Peterson, Todd

Subject: 2900 N. 82nd St. Flooding

#### Laura.

Have you any update for me on the basement flooding investigation that I requested regarding the alleged back-ups on this street due to fill from a fire hydrant installation getting into the sanitary sewer? I'd appreciate your sharing anything you find here. Thanks, jb

### Peterson, Todd

From:

Bohl, James

Sent:

Wednesday, June 22, 2011 3:11 PM

To:

Lewis, Carrie; Daniels, Laura; Peterson, Todd

Subject: FW: enough

Carrie/Laura.

With what was shared with me it would appear that there may be some culpability on the part of the Water Works for a faulty installation of a hydrant that lead to several basement backwaters on the 2900 block of N. 82<sup>nd</sup> St. I would like to request your investigation of this matter, with the additional request that if found to be true that the Water Works compensate residents fairly for any damage or loss due to basement flooding.

I'd appreciate hearing back from you on any findings. Thanks much, jb

From: Brooks, Robert

Sent: Wednesday, June 22, 2011 2:59 PM

To: Goldapp, Dave

Cc: Daniels, Laura; Bohl, James; Aquino, Martin; Thur, Timothy

Subject: FW: enough

Laura/Dave,

Below are our findings after we televised the city's main sewer in the 2900 block of North 82nd Street.

Bob - 3241

From: Rosolek, Mark

**Sent:** Wed 6/22/2011 1:45 PM **To:** Brooks, Robert; Stewart, Anthony

Subject: 2836 N 82nd St

Bob,

We will bulkhead the 2" weep hole in the MH @ 2936 N 82nd St ASAP. The sewer was clogged on 6/21/11 due to pea gravel coming thru the old hydrant drain. We will also have someone take a look @ the inlet. Ben Glatzel from the Water Dept. reports that the curb box was sinking even before they began their work. There were several backwaters in this block due to pea gravel from a water department hydrant installation. There is no problem with the citys main sewer.

Thanks.

Mark Rosolek City of Milwaukee Mark.Rosolek@milwaukee.gov 414-286-3786

From: Bohl, James

Sent: Wed 6/22/2011 1:00 PM

To: 2

They also handed all of us a sheet of paper asking us to fill it out and get it back to the City, along with photos of the mess. The crew stressed several times that it was the main sewer drain that was the issue. If so, that might explain why we have had yearly, and sometimes twice-yearly, basement backups. Since 1996 I and many neighbors on the block have had this problem *almost every year*.

What a horrible mess....but thanks for your note.



On Wed, Jun 22, 2011 at 8:41 AM, Bohl, James < jbohl@milwaukee.gov > wrote: Dan,

Sorry this happened to you.

The biggest problem is the laterals in the area homes that are now going on nearly 70 years old, are made of clay and have cracked significantly since the 50's where they were not cracked. The problem has been studied at numerous sites and has been confirmed that private properties with faulty laterals is the biggest single contributing factor. That is a fix that residents are required to make on their own dime, per code. Of course there are public main sources that are contributing as well.

I have been extremely active on this topic. I have pushed DPW for city mains being replaced in the larger area, including one on Locust where the work will be done this summer to improve flow for residents in the area. I also pushed for the city's one major demonstration pilot project to be in our area. I chaired the city's recently completed task force that will call for major city and MMSD assistance to homeowners to relieve the lateral problem and foundation drain problem (pre-1955 plumbing code for some dumb reason allowed foundation drains to drain into the sanitary sewer and this needs to be corrected as it also is allowing massive amounts of rainwater to overflow the sanitary sewer system). I've attached some articles that spell out part of the problem and some of my active roll on this issue.

In terms of get it done, this will take the active roll of the Mayor as well as my colleagues on the council. Task forces are advisory. Changes need the active leadership of the Mayor putting things in his budget along with the majority vote of the Council. My vote will be going in the proper places for proper fixes. I can only hope that others on the Council will join me.

Best, jb

http://www.jsonline.com/news/opinion/103354104.html

http://city.milwaukee.gov/lmageLibrary/Groups/ccCouncil/2011-PDF/05-FloodingStudyTaskForcetoVot.pdf

http://city.milwaukee.gov/lmageLibrary/Groups/ccCouncil/2011-PDF/05-FloodingTaskForcerecstocmte.pdf

http://www.jsonline.com/news/milwaukee/124167959.html

From

Sent: Tuesday, June 21, 2011 9:08 PM

To: Bohl, James Subject: enough

Dear Jim:

Forgive me, Jim, but have had it with these floods in my basement.



\*



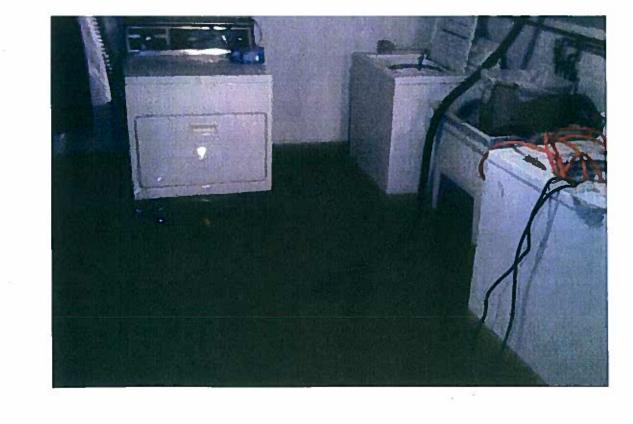


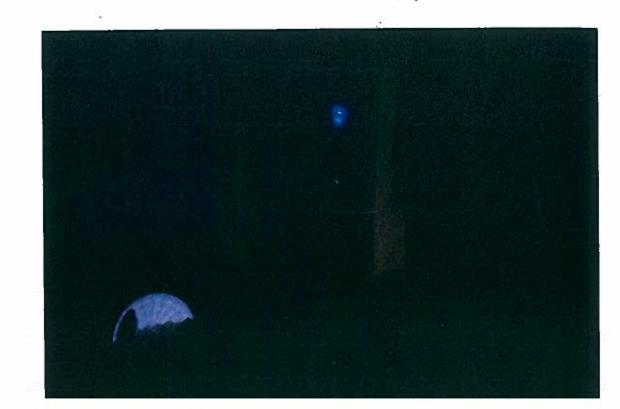


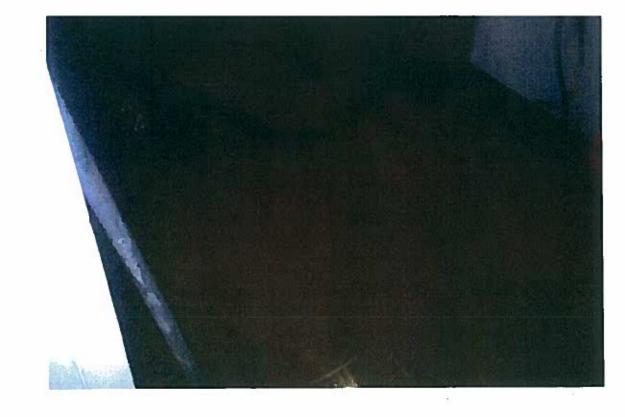








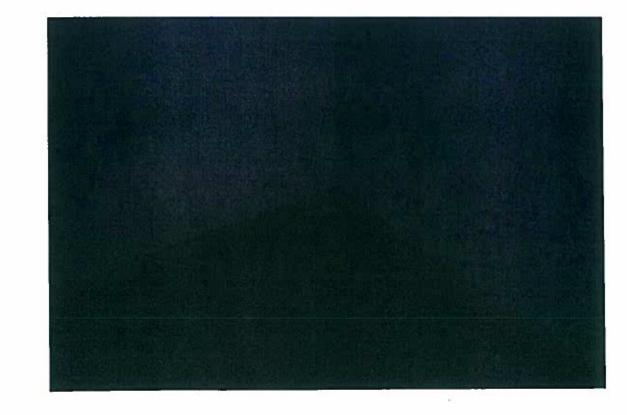




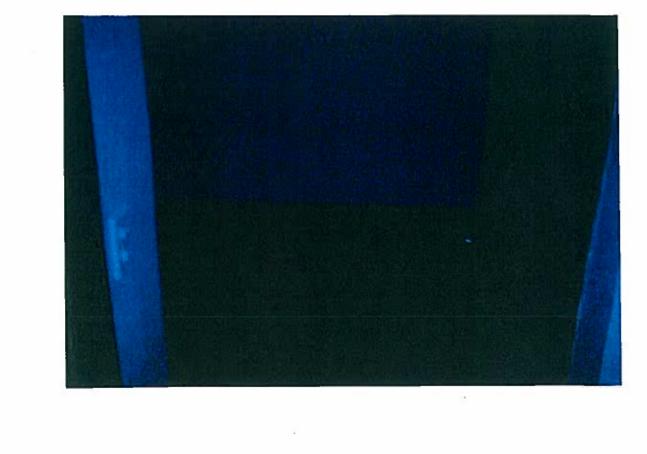












s .

