

**GRANT F. LANGLEY**

City Attorney

**VINCENT D. MOSCHELLA**

**MIRIAM R. HORWITZ**

**ADAM B. STEPHENS**

Deputy City Attorneys



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

**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**  
**JAY A. UNORA**  
**KATHRYN Z. BLOCK**  
**KEVIN P. SULLIVAN**  
**THOMAS D. MILLER**  
**JARELY M. RUIZ**  
**ROBIN A. PEDERSON**  
**JEREMY R. MCKENZIE**  
**MARY L. SCHANNING**  
**PETER J. BLOCK**  
**NICHOLAS P. DESIATO**  
**JOANNA GIBELEV**  
**JENNY YUAN**  
**KAIL J. DECKER**  
**ALLISON N. FLANAGAN**  
**LA KEISHA W. BUTLER**  
**PATRICK J. LEIGL**  
**HEATHER H. HOUGH**  
**ANDREA J. FOWLER**  
**PATRICK J. MCCLAIN**  
**NAOMI E. GEHLING**  
**CALVIN V. FERMIN**  
**BENJAMIN J. ROOVERS**  
Assistant City Attorneys

January 28, 2016

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

Re: C.I. File No. 1029-2016-34  
Communication from: **TERRY AND JACQUELINE RADTKE**  
4142 South Burrell Street  
Milwaukee, WI 53207

Dear Council Members:

Claimants, Terry and Jacqueline Radtke, allege that on November 18, 2015 they sustained damages when a City sewer backed up into the basement of their residence. Claimed damages total \$8,241.67.

Infrastructure Services Division (ISD) records indicate that on November 18, 2015, Sewer Maintenance responded to 3 calls of a backwater in the 4100 block of South Burrell Street. They found that the City main sanitary sewer was clogged with grease and rags. A sewer JetVac was used to open the clog, clean the sewer and restore it to proper working order. ISD records also indicate that the sewer is on a regular cleaning schedule and was last cleaned, prior to this incident, on January 21, 2015. 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 recommend that this claim be denied.

Very truly yours,

**GRANT F. LANGLEY**  
City Attorney

**PATRICIA A. FRICKER**  
Assistant City Attorney

PAF:cdr  
Enclosure

c: Robert Brooks (Infrastructure)

1029-2016-34/224922

