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April 13, 2016

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

RE C.I. File No. 1029-2016-402  
Communication from: STATE FARM INSURANCE, by its representative  
Tammy Jackson  
P.O. Box 106173  
Atlanta, GA 30348-6173

Dear Council Members:

State Farm Insurance alleges that on November 27, 2015 their insured sustained damages when a City sewer backed up into the basement garage of their property located at 4906 South 19<sup>th</sup> Street. Claimed damages total \$6,447.34.

Infrastructure Services Division (ISD) records indicate that on November 27, 2015, Sewer Maintenance responded to a call of a backwater at 4906 South 19<sup>th</sup> Street. They found that the City main sanitary sewer was clogged with heavy grease and paper products. A sewer JetVac was used to open the clog, clean the sewer and restore it to proper working order. Due to the heavy grease found, the ISD placed the sewer on a special cleaning schedule. Their records also indicate that the sewer had been on a regular cleaning schedule and was last cleaned, prior to this incident, on April 29, 2013. Because the sewer had been on a regular



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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

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Assistant City Attorney

PAF:cdr

Enclosure

c: Robert Brooks (Infrastructure)

1029-2016-402/227488