RECEIVED OFFICE OF CITY ATTORNEY

September 13, 2018

SEP 17 2018

12:43 A.M.P.N

Barbara England 1808 E. Kenwood Blvd. Milwaukee, WI 53211 414-745-9165 bje411@gmail.com

City Clerk ATTN: Claims 200 E. Wells St., Room 205 Milwaukee, WI 53202-3567

Dear City Clerk,

CITY CLERK'S O I am writing to request reimbursement in the amount of \$16,887 from the City of Wilwawkee for diagnosis and treatment of basement clear water drainage problems at 1808 E. Ken dod Blvd on Milwaukee's East Side. Symptoms began in February of 2018 and after several attempts at a resolution, it was finally resolved in May of 2018.

In summary, the basement clear water drainage problem took about 3 months to identify that a sewer pipe originating from my home out into the street in front of my house was completely blocked by tree roots. The source of roots was a city tree planted between the sidewalk and street curb slightly north east of the blocked drain pipe. In order to correct the problem, the concrete in front of the house had to be removed in order to dig down through the street to access the pipe, clear it of roots, repair it and replace the concrete.

Exhibit #1: Picture of replaced concrete in front of 1808 E. Kenwood Blvd, which includes the city tree the source of the roots causing the problem.

At the risk of over-communicating, the following lists the sequence of events with approximate time-frames starting from identification of the problem to its eventual solution.

02/20/2018 – It started the night there was a very heavy rain on top of the ground that was frozen and still covered in snow. Clear water from the floor drain backed up in the basement covering the basement floor around the drain with about three inches of clear water, up to about 3-6 yards from the drain. Because that area is sloped towards the drain, the water didn't cause any damage to the water heater, or any items in the basement. I spent time carting gallons of clear water up the stairs out to the back yard during this period of time. At the outset, I called the City of Milwaukee and they sent someone out to look at the situation, then informed me that there was no problem with the sewer that could be responsible for the water in my basement.

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According to the Nextdoor Downer Woods website, many home owners were having this problem that very night, so Plumbers and Rotorooters were busy working to unplug gutter drains and House Traps. I found one Plumber willing to come to my home after hours in order to attempt unplugging the drain. They were unable to solve the problem, and without a serious attempt to root the House Trap because of debris, which was later identified as possible old dental floss, they concluded (erroneously) that the House Trap was obstructed and needed to be replaced and mailed an estimate for fixing it Exhibit #3.

<u>02/20/2018 - Exhbit#2: ROZGA Plumbing & Heating fill for \$705.88 for attempting to clear drain.</u>

02/21/2018 - Exhibit #3: (two pages) ROZGA proposal for \$4314.00 to REPLACE the House Trap with the caveat that the estimate didn't include anything else they might find.

Water slowly drained from the basement after it stopped raining. I was concerned about the diagnosis, because I didn't feel that there was clear evidence that the House Trap was blocked, so I arranged for a second opinion (See\* below Exhibits # 5 and #6).

04/05/2018 – During the spring rains, water started coming from the drain again on 04/05/2018. As of yet no one actually took off the drain cover, and tried to relieve the problem from the drain itself. I read about. Ameri-Drain & Sewer Services on Next Door Downer Woods, so the owner came out and serviced the floor drain itself. He managed to get the water to drain after flushing the drain itself. When he left water was flowing. 04/05/2018 – Exhibit #4: Ameri-drain \$89.

\*4/24/2018 - Exhibit #5: Heiden Plumbing Co, Inc. charge of \$126.72 for second estimate including trip charge, and Labor for doing very little except review the ROZGA Bill and talk to me.

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Milwaukee, WI 53202-3567

\*04/26/2015 – Estimate #6: Heiden Estimate for replacing the House Trap.

Clear water started backing up in the basement with a vengeance during the spring rains. Ameri-drain came once again, but couldn't get the water flowing again, and left without a charge or documentation.

05/01/2018 - S&K Pump & Plumbing, Inc. managed to get a snake thru the House Trap and snaked the drain thru the House Trap out to the street. When they left the drain was running. Exhibit # 7 – Bill from S&K for \$398.11

05/09/2018 – S&K Pump & Plumbing, Inc.

Water returned, and S&K snaked the line more, but water returned again that evening. Snake became lodged at 105 feet. They left a good working pump this time to remove water, so I didn't have to climb the steps with buckets of water to empty in the back yard and planned to return with several men on 05/14/2018 to remove the lodged snake.

05/14/2018 – Couldn't remove snake. Subcontracted Excavator for excavation work in the street.

5/14-5/18/2018 – Exhibit #8 (2 pages) – Bill for \$15,565.90 covering charges to complete work.

I've tried to describe the situation to the best of my ability, considering that this topic is no in my area of expertise. After all was said and done, the pipe was blocked by roots from a city tree located on city property near the blocked pipe. During the excavation, the Bed Rock Sewer & Water Company subcontracted to do the work, showed me a football sized clump of tree roots in the obstructed pipe that they located in the street pointing to the city tree in front of my house as shown in Exhibit #1.

Page 3 of 4

Barbara England 1808 E. Kenwood Blvd. Milwaukee, WI 53211 414-745-9165 bje411@gmail.com

City Clerk ATTN: Claims

200 E. Wells St., Room 205 Milwaukee, WI 53202-3567

I've owned this home for over 40 years, and never had such a problem. As of 3 years ago I am widowed, and the charge of \$15,595.90 plus the costs accrued in order to understand and identify the problem puts a strain on my financial situation, not to mention the stress and wear and tear it caused me. I suspect this is a recurring problem homeowners in general aren't fully aware of. It seems as though trees like this should not be planted proximate to drain pipes. I do have two large Blue Spruce trees in my front lawn which are elevated from the street, and according to landscapers do have roots that would cause such a problem. Perhaps the offending tree should be removed by the city to prevent a recurrence.

I hope that the city will agree that the responsibility of this bill lies with them. I can provide more information as necessary.

#### Summary of costs:

02/20 - 705.88

04/05 - 89.00

04/24 - 126.72

05/04 - 398.11

05/31 - 15,556.90

Total. \$16,887.00

Please forward this information and request to the appropriate departments for consideration. I can be contacted at 414-745-9165 or <a href="mailto:bje411@gmail.com">bje411@gmail.com</a>.

Thank you for your help and consideration,

Barbara England

Page 4 of 4



# ROZGA # 2 PLUMBING & HEATING CORP. Help is on the way!" Since 1981 WWW.rozgacorp.com | 414-258-9911

Date	2/20/18	
Tech	27K W	
Job#		

Billing Address:		Job Address:		
Name: Burgle	1 LNITAWN	Name:		
	E KENWING BERN	Address		
City, State, Zip		City, State, Zip		
	145-9165	Email:		
Time & Material J	ob Rate: 근존도도	Per/Hour	Estimate:	
subcontractors and release electrical and its appurtena any unpaid balance after co	w service to be performed along with necessary material same from any liability for any damages arising from the nees that is not the result of negligence. I also agree the impletion of work. Failure to pay will result in further lesten as outlined in Wisconsin Stat. 779.02(2)(a) and of the Cusing Cusi	e nature, design and/or conditio at full payment is due upon com gal action. All legal and collectic	on of existing plumbing, HVAC, or pletion with interest added at 1 on fees will be the responsibility on the back of this page.	ductwork, and/or 5% per month on
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#3 Plotz



### Rozga - Proposal

Date	2/21/2018
Estimate #	E-15170
P.O. No.	

Bill To	Due Date	2/21/2018
Barbara England S81 W12719 Hi-Vio Muskego, WI 53150		

Ship To		
1808 E Kenwood B Milwaukee, WI 532		
Referred By	Angies List	

 Primary #
 414-745-9165
 Mobile #
 414-745-9165
 Home #
 Work #

 Author
 Bryan P.
 Project "House Trap Removal"
 Description

When we are complete, you will know the condition of your inside and exterior sewer, given a digital copy for your records and have a new full sized 6" directional clean out in which to use for drain cleaning in the future.

Misc. Plumbing Material: 6" PVC pipe and fittings, clay x cast fernco couplings, clean out adaptor, stone and concrete.

#### Permit Included

\*\*\* We have performed many of these conversions for our customers and the base scope work as described above falls within the \$3,800 to \$4,400 range. The actual labor, material, permit, dump truck and hydroexcavating equipment costs required for your project will be invoiced upon completion within this range.

The \$4,300 amount below is the middle budgetary reference, we will keep in constant communication during the project. \*\*\*

A down payment of \$1,500.00 to be made with the signed proposal and the balance due to be paid to the installer upon completion.

Thank you for the opportunity for work, we appreciate it!

Bryan Pitrof

Plumbing Supervisor / Master Plumber

- \* Proposal good for 30 days.
- \* Your acceptance of this proposal would commit you to the full payment of all work done.
- \* Any unpaid balance will be charged a 1% late charge per month.
- \* Upon acceptance of our proposal we ask for a down payment, any necessary progress draws, with the balance due in full upon completion. Please sign, date and return this proposal with down payment to the address listed above. Should you have any questions, please don't hesitate to give us a call.

Total	\$4,314.00	
Down Payment	\$4,314.00 1500.00	

Signature: _				Date:	<u> </u>		
Phone #	414-258-9911	Fax#	414-258-9921	Page 2	Web Site	www.rozgacorp.com	



#3 p 2 of 2

## Rozga - Proposal

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Date	2/21/2018
Estimate #	E-15170
P.O. No.	

Bill To	Due Date	2/21/2018
Barbara England S81 W12719 Hi-Vie Muskego, WI 53150	w Drive	
	120	

Ship To		
1808 E Kenwood Milwaukee, WI 5		
Referred By	Angies List	

					WHITE THE PERSON NAMED IN COLUMN TWO			
Primary #	414-745-916	5	Mobile #	414-745-9165	Home #		Work #	MATERIAL SECTION AND ADMINISTRATION OF THE PARTY OF THE P
Author	Bryan P.	Projec	ct "House T	rap Removal"		Marie Control of the		
Description								
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Base Scope Includes:

Due to your basement underfloor main drain 'house trap' being clogged, broken or non functional we are proposing the following for a long term solution to allow for proper access the rest of your outside sewer out to the street with a video inspection camera and sewer machine.

Our first day begins with laying down tarps and floor protection in our walkway and work area, we then move on to concrete break up in the front of the basement by the old house trap clean out area, including up to a 3'x4' trench, excavation up to 4' down to expose the House Trap. We then cut out and replace up to 3' of horizontal PVC pipe and install a new 6" PVC Pipe and full size PVC 6" clean out to be brought up to finish concrete height. This will finally allow for the proper full size 6" sewer cutting bit on our sewer cleaning machines. This was never able to be done before due the old, original 4" clean out riser for the original clean out serving the 6" drain pipe down below.

All work based on being performed inside the front foundation footing.

Included is to use our sewer camera to verify the condition of the remaining sewer both upstream and downstream to the street connection to the main. We will discuss our findings and leave you a digital copy of the sewer inspection.

Included is to bring in stone backfill to fill in the entire trench. Included is to restore the concrete floor.

\*Due to the nature of underground work, there is the potential for obstacles to be encountered, such as: utilities, lead water service, tree root obstruction, poor condition of piping not allowing for a solid connection and the arrangement of additional fittings at this front juncture. In the event we do come across any of the items, options or additional work and cost will be discussed with you.

- \* Proposal good for 30 days.
- \* Your acceptance of this proposal would commit you to the full payment of all work done.
- \* Any unpaid balance will be charged a 1% late charge per month.
- \* Upon acceptance of our proposal we ask for a down payment, any necessary progress draws, with the balance due in full upon completion. Please sign, date and return this proposal with down payment to the address listed above. Should you have any questions, please don't hesitate to give us a call.

Total	
Down Payment	1500.00

Signature:				Date:		
Phone#	414-258-9911	Fax#	414-258-9921	Page 1	Web Site	www.rozgacorp.com

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## Ament-Drain & Sewer Services

~ SEWER & DRAIN SERVICES ~

1000 SOUTH 108TH ST.

WEST ALLIS WI • 414 514 2371

## We Drain Drains, Not Pocketbooks.

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Thank you, we appreciate your business.

HEIDEN PLUMBING CO., INC. - 1100 W. Bruce Street, Milwaukee, WI 53204 (414) 937-8420 - FAX (414) 937-8425 NAME: SERVICE DATE: ADDRESS: JOB LOCATION: CITY, STATE, ZIP: INVOICE NO .: ACCOUNT NO .: PHONE: CONTACT INFORMATION: DESCRIPTION OF WORK: RECOMMENDATIONS: As required by the Wisconsin construction lien law, Contractor hereby notified Owner that persons or companies furnishing labor or materials for the TRUCK / TRIP CHARGE: construction on Owner's land may have lien rights on Owner's land or buildings if not paid. Those entitled to TOTAL MATERIALS: lien rights, in addition to Contractor, are those who contract directly with the Owner or those who give the Owner notice within 60 days after they first furnished TOTAL LABOR: labor or materials for the construction. Accordingly, Owner probably will receive notices from those who furnish labor or materials for the construction, and should give a copy of each notice received to his mortgage lender, if any. Contractor agrees to cooperate with the Owner and his lender, if any, to see that all potential lien claimants are SUB TOTAL duly paid. ARRIVAL TIME: DEPARTURE TIME: SALES TAX

TOTAL

CUSTOMER'S APPROVAL:





-Since 1925-

Heiden Plumbing Co., Inc. 1100 West Bruce Street, Milwaukee, WI 53204 (414) 937-8420 - FAX (414) 937-8425

Date: 4/26/2018

Proposal Submitted To:

Barbara England 1808 E. Kenwood Blvd Milwaukee, WI 53211

Phone: 414-745-9165

Job Location:

Barbara England 1808 E. Kenwood Blvd Milwaukee, WI 53211

#### HOUSE TRAP

We propose to provide labor, material, and equipment to complete the following:

- Break out a 2' x 4' area of concrete floor around house trap cleanout.
- Excavate down to the horizontal sewer and remove house trap.
- Camera sewer out to the main and let the owner know condition of line.
- Install a full size wye fitting into main and extend riser pipe 2" above finish floor.
- Work shall be inspected by area plumbing inspector.
- Bed pipe with stone, backfill with excavated materials.
- Patch floor to match existing thickness and finish.
- Remove excess rubble.

Please note: Condition of sewer beyond house trap is unknown.

If further work is needed (including snaking or jetting) extra charges will apply.

Terms: Signed proposal with 50% down payment to start job. Balance upon completion.

All for the Total Sum of: \$4,650.00

Please Note: Any changes and or additions not listed above could result in extra charges.

Please return with your signature below AND on the TERMS & CONDITIONS page.

Authorized Signature

Customer Signature

PLEASE PRINT & SIGN NAME

This proposal may be withdrawn by us if not accepted within 15 days.

"AS REQUIRED BY THE WISCONSIN CONSTRUCTION LIEN LAW, BUILDER HEREBY NOTIFIES OWNER THAT PERSONS OR COMPANIES FURNISHING LABOR OR MATERIALS FOR THE CONSTRUCTION ON OWNER'S LAND MAY HAVE LIEN RIGHTS ON OWNER'S LAND AND BUILDING IF NOT PAID. THOSE ENTITLED TO LIEN RIGHTS, IN ADDITION TO THE UNDERSIGNED BUILDER, ARE THOSE WHO CONTRACT DIRECTLY WITH THE OWNER OR THOSE WHO GIVE THE OWNER NOTICE WITHIN SIXTY DAYS (60) AFTER THEY FIRST FURNISH LABOR OR MATERIALS FOR THE CONSTRUCTION. ACCORDINGLY, OWNER PROBABLY WILL RECEIVE NOTICES FROM THOSE WHO FURNISH LABOR OR MATERIALS FOR THE CONSTRUCTION, AND SHOULD GIVE A COPY OF EACH NOTICE RECEIVED TO HER/HER MORTGAGE LENDER, IF ANY, TO SEE THAT ALL POTENTIAL LIEN CLAIMANTS ARE DULY PAID®

(OVER FOR OTHER GENERAL CONTRACT CONDITIONS & TERMS)

THANK YOU FOR THIS OPPORTUNITY TO QUOTE YOU!!

snkpump.com

service@snkpump.com



## PUMP & PLUMBING, INC.

26307

20880 W. ENTERPRISE AVE. \* BROOKFIELD, WI 53045 \* TEL: 262-782-7190 \* FAX: 262-782-9642

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SERVICE CHARGE OF 11/2 % PER MONTH WILL BE CHARGED ON ALL INVOICES UNPAID AFTER 30 DAYS

PUMP & PLUMBING, INC.

WELL PUMPS · PLUMBING · WATER SYSTEMS · WATER SOFTENERS IRON FILTERS · DRINKING WATER SYSTEMS SALES · SERVICE · RENTALS

24 HOUR SERVICE RADIO DISPATCHED TRUCKS

20880 W. ENTERPRISE AVE . BROOKFIELD, WI 53045 TEL: 262-782-7190 • FAX: 262-782-9642

> snkpump.com service@snkpump.com

BILL TO: 1808EKEN

BARBARA ENGLAND 1808 EAST KENWOOD BLVD MILWAUKEE, WI 53211

SERVICE INVOICE 

DATE: 05/31/18 By: brian Printed 05/31/18 12:31 Page ORIGINAL

LOCATION: 1808EKEN

BARBARA ENGLAND 1808 EAST KENWOOD BLVD MILWAUKEE, WI 53211

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TERMS: Payment due upon receipt.

11/2 % per month will be added to accounts 30 days past due.

**30 DAY SERVICE GUARANTEE ON REPAIRS** NEW PARTS AS PER MFGR. WARRANTY.

CUSTOMER COPY

S&K PUMP & PLUMBING, INC

20880 W. ENTERPRISE AVE • BROOKFIELD, WI 53045 TEL: 262-782-7190 • FAX: 262-782-9642

> snkpump.com service@snkpump.com

BILL TO: 1808EKEN

BARBARA ENGLAND 1808 EAST KENWOOD BLVD MILWAUKEE, WI 53211 WELL PUMPS · PLUMBING · WATER SYSTEMS · WATER SOFTENERS IRON FILTERS · DRINKING WATER SYSTEMS SALES · SERVICE · RENTALS

24 HOUR SERVICE

RADIO DISPATCHED TRUCKS

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LOCATION: 1808EKEN

BARBARA ENGLAND 1808 EAST KENWOOD BLVD MILWAUKEE, WI 53211

ntact:

(414)745-9165

Call

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JETTER/CAMERA SUB FEES \$ 885.00

EXCAVATOR SUB FEES \$13,675.00

TNCLUDES CITY OF MILWAUKEE PERMIT, BARRICADES. EXCAVATION EQUIPMENT, DUMP TRUCKS, DUMP SITE FEE, STONE, SLURRY, CONCRETE AND ALL LABOR.

ORIGINAL

Continued: 2

TERMS: Payment due upon receipt.

11/2 % per month will be added to accounts 30 days past due.

30 DAY SERVICE GUARANTEE ON REPAIRS NEW PARTS AS PER MFGR, WARRANTY.

**CUSTOMER COPY**