Tearman Spencer

Office of the City Attorney

% Milwaukee City Clerk

200 West Wells St Rm 205

Milwaukee, WI 53202

RE: C.I. File No. 1048-2020-105

Dear Atty. Spencer,

This letter is to inform you we do request to make an in person appeal concerning the denial of our claim for damages caused by the Hawley Road flood of December 28, 2019.

We provided a packet of information dated February 11, 2020 concerning our specific claim requests with back up documentation which should be in your files. If you need an updated or second copy, please let me know.

Thank you for your time.

ENC.

City Residents/Victims of Hawley Road Flood,

Tom and Judy Berg

332 S. 60th St

Milwaukee, WI 53214

414-453-1549

OFFICE OF STY ATTORNEY

SEP 15 2020

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Office of the birty Attorney
OFFICE OF THE CITY ATTORNEY
200 East Wells Street
Milwaukee, Wisconsin 53202-3551

PRESORTED FIRST CLASS

ZIP 53005 \$ 000.389 02 4W 0000358386 AUG 27 2020

U.S. POSTAGE >> PITNEY BOWES

Jon and Tudy Berg 332 S. 60 Start milwow year, Wet 53214

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MILWAUKEE

TO: City Clerk ATTN: Claims

RE: Damage and Loss due to Hawley Road water main break

DT: 1/6/2020

FR: Residents Tom and Judy Berg 332 S. 60<sup>th</sup> St 53214

Home 414-453-1549 Cell 414-526-7611

RECEIVED OFFICE OF CITY A.

The following information is related to the water main break on Hawley Road with the water rushing down 60<sup>th</sup> Street and entering the basements of many of the residents along the road. Our home being one of those. The incident happened on Saturday, Dec. 28, 2019 approximately 9:15 AM. The water was noticed running down the road faster than the sewers could handle it. My husband went out to the street to ensure the sewers in the area were clear of any debris and leaves and able to drain the water. As the amount of water grew, running over the top of his knee high boots, he came in to change into his hunting waders. As he was ready to return to the street he noticed water coming into our basement. He began to make sure the sump pump was operating (it was) and the floor drain was open (it was). As I casually looked out our front window I noticed the water in the street was now coming over the curb and flowing into our front yard. As Tom called for help to attempt to ensure the water did not get into all of our belongings in the basement, I went down, sloshing in water up to my ankles and seeping into my boots, to pick up items off the floor. As the height of the water increased rapidly, I went back upstairs to look outside. The water was now rushing rapidly down the street and covered our front yard in several inches with large flower pots floating, coming up to our porch.

It did not take much longer for the water to rise to a depth of 24-30". After calling family for help we began to furiously move all of our belongings from the basement. Family arrived approximately 11-11:30 AM and had to park 3-4 blocks away and wade in the water to our house. As we all, grown ups and grandkids(4) worked feverishly to empty the basement and fill the spare rooms upstairs and the garage, the emergency came to a halt about 1 pm, with us finishing emptying the basement by about 3 PM.

Our basement is comprised of 3 sections....a laundry area (washer and dryer), a tool bench area (multiple hand and electric tools common to many homeowning handymen) and a finished section with drop ceiling, paneling and carpeting, approximately ½ of overall basement size, with items stored in all nooks and crannies.

Our loss included furniture, dryer, furnace, hot water heater plus miscellaneous tables, bedding, toys, craft supplies, VHS tapes, and CDs totaling \$7497.03. I have included an itemized list of items. Some of the item amounts are guesstimates based on age of item and replacement value at a resale price. Although these were not part of our main furniture and items used daily they were an important part of our lifestyle and will need to be replaced.

In addition to the THINGS we lost, we have spent 8 days cleaning up after the mess, mopping remaining water, enecking what property and belongings for damage, and cleaning out the silt/mud left behind by the water.

We thank you for your consideration and are available to answer questions at your convenience.

property low list

Item Category	Description		T	load Water Main Break 12/28/2019 .
Appliances	Amana Washing Machine 2012 Model # PDLW330RAW	SVD		currently operating
Appliances	Maytag Centennial Dryer 2012	\$ 600.		not working/inspected by Dave's Appliancerepair cost more than replace
		\$ 3,280		* replacedWest Allis Heating & AC
Appliances	Furnace Daikin #DM80SE0603AX	\$ 40		replacedwest Allis freating & AC
Appliances	Gibson Chest Freezer 5.3 cf	212		
Appliances	Frigidare 18 ct no frost Freezer Refrigerator 2000			A Land Waller
Appliances	water heater gas 40gal with install	\$ 1,200.	-	* replacedIHN Plumbing
Rental	Sump pump (2) + hoses Home depot 1 day	\$ 70.	-4-4	*
Rental	Pro Carpet Blowers (4) Home depot 2 days	\$ 126.	20	d constraints
Rental	Defumidifier multi days	\$ 228.	31	* RECEIVED
Flooring	Wall to wall carpet est 350 sqft no pad	\$ 300.	.00	TEFICE OF CITY ATTORNEY
Flooring	Area rug 5x9	\$ 150.	.00	
Flooring	Area rug 4 (3x5)	\$ 25.	.00	111 0 2020
Flooring	Door Mats 4 (2x3)	\$ 12.	.00	JAN 9 - LULU
Furniture	2 swivel rockersused	\$ 200.	.00	
Furniture	1 overstuffed arm chairused	\$ 50.	.00	JAN 9-2020 335A.M/F.M.)
Furniture	1 matching Love Seatused	\$ 100.		A.M.Y.M.
Structure	Paneling 8ft sheets	\$ 350.		
Structure	Supports for paneling (2x4) 40 count		_	
Cleaning	Cleaning supplies			
			-+	NOT CLAIMING
Misc	Misc Bulk paper plates/plastic utensils	\$ 30.	00	MOT CLAIMING
Furniture	Folding table fiberboard 39x39			
Furniture	Antique Liquor Cabinetsee pic	5 10		
Furniture	Octagon End Table	\$ 40.		The state of the s
Furniture	2 drawer matching end table	\$ 40.		
Electronics	Tube TV	\$ 20.		
Furniture	Bamboo Laundry Hamper		.00	
Furniture	Grandma's Antique 2 drawer Sewing Chest	200		
Furniture	Gun Safe incl 8 Long gunsstocks wet	SVD		
Furniture	4 leg end table matching (next to tv) with 1 drawer	SVD		
Bedding	Kids Sleeping Bags 4	\$ 60	.00	
Bedding	Camping Mattressestwin size	\$ 40	.00	
Bedding	Misc beddingquilts/blankets/pillows	\$ 150	.00	
Furniture	White Cabinet one drawer 1 set of doors (candles)	SUD		
Furniture	Free standing shelf plastic 3 tiers	SVD		
Furniture	Kids multi tiered bin stoarge	2 A D		
Misc	Picnic supplies2 b reviewed	SVD		1 wheeled cooler/1 lg soft side/1 sm/2personal
Misc	Folding (in a bag) chairs 51 lounge style	SVD		The second secon
Furniture	Antique China Cabinet	SVD		
Furniture	Coffee Table Oval one drawer	COLUMN TO SERVICE SERV	.00	
			.00	
Sports Equi	Golf Bag Womens	y 30		
Entertainment	VHS Tapes Disney8		-	2/b inspected comes & muits pheaded by b OK
Entertainment	DVDs			2/b inspected
Entertainment	Records 33 1/3	A	00	2/b inspected
Entertainment	Misc Art/craft Supplies lots	\$ 250	.00	conditional pleases wought pound peronds OK
Entertainment	Misc Kids Toys/Games			2/b inspected
Cleaning	Vaccum cleaner Kenmore Canister	\$ 100	.00	wingersteller
Cleaning	Carpet Cleaner Red Devil 2			
		\$ 7,497	.03	2/B mase whole #
				* items have been paid by homeowner
Misc	personal time for water evacuation			homeowner started at 9:15amjoined by 5 adults, 4 kids working from 11am-3PM
Misc	personal timedata collection, phone/appt time			
Misc	no running water 9am-10pm 12/28			
Misc	no running water 12/30/199am-6pm			
Misc	no heat12/28 9am-12/30 1pm			
Misc	no heatrunning space heaters12/28 3 hrs			
Misc	no heatrunning space heaters12/29 3 hrs			
IVIISC	no near annual share nearers Tries 2 ms			

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# EQUIPMENT INSTALLATION INVOICE

29952

# - Call the Experts -West Allis Heating & Air Conditioning



DATE 12/50/19

SC 10

TIME OUT 105

JOB FINISHED: AGES ☐ NO MERCIAL

1827 South 76th Street • West Allis, Wisconsin 53214 (414) 543-2800 Fax (414) 543-9881

www.westallisheating.com

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Carrier and an arrangement	CONDENSATION AREAS	(NAME Judith 1	Berg	JOB PHO	H-526-
REPLACED	☐ INSPECT & CLEAN DRAIN BAY ☐ INSPECT & CLEAN DRAIN CONDENSER COIL	STREET 337 56	10+103+		7611
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CLEAN COIL & CHECK AIR COND.	☐ BURNERS HEAT EXCHANGER ☐ FUEL SUPPLY & PRESSURE ☐ PILOT ASSEMBLY	BILL TO			
ENT DB °F/LVG. DB °F	☐ FLAME ADJUSTMENT ☐ PRIMARY RELAY & FUEL	STREET			- STORE
U VOLTS AMPS C	☐ FAN & LIMIT SWITCH OPER. ☐ BLOWER ASSEMBLY				'S PHONE
CONTACTS TIGHT & CLEAN TAN PULLEYS (ADJUST BELT)	☐ GAS VALVE ☐ STRIP HEAT	CITY			
☐ THERMOSTAT ☐ ☐	DEFROST CYCLE REFRIGERANT	STATE	ZIP		
☐ O.K. ☐ REPLACE ☐ ☐ RELOCATE	CHARGE LEAK				
INSTALLING TECHNICIAN	NS: Nonh/ Jere	ney		PARTS	LABOR
EQUIPMENT	MANUFACTURER	MODEL#	SERIAL#	WARRANTY	WARRANTY
☐ Furnace	Daikin	DM80360603AX	1912741398	17	6
☐ Furnace				-	
☐ A/C or H/P condenser			procu/ED	-	
☐ A/C or H/P condenser			RECEIVED OFFICE OF CITY AFTORNEY		<del>.</del>
Coil			0 2020	-	
☐ Coil			JAN 9 - 2020		
☐ Boiler  ☑ Thermostat	Lla. a e)]	-T 4	3.35 M (PM)	5	1
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☐ Air Cleaner					
☐ Other					
☑ Air Filter Size 16 x	75 x 1	1			AMOUNT
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I HAVE THE AUTHORITY TO ORDER THE SO ORDER AS OUTLINED ABOVE. IT	ABOVE WORK AND DO	ion oder (including tall all all all all all all all all al		3,7	80
SELLER WILL RETAIN TITLE TO ANY EQU	UIPMENT OR MATERIAL Less [	Deposit:		- FC	or or
SETTLEMENT IS NOT MADE AS AGREED, T THE RIGHT TO REMOVE SAME AND THE HARMLESS FOR ANY DAMAGES RE	SELLER WILL BE HELD	Due:		7 2	-6/1
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ABOVE ORDERED WORK HAS	BEEN COMPLETED AND I A		MY COPY.		
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**	EVOLUR NEW SYSTE	DATE EM REQUIRES ANNUA	AL MAINTENANCE**		
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PAYMENT: CHECK #		CASH	PREPAID		
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SPECIAL INSTRUCTIONS:	Company in Street Company		<sup>50</sup> §		



Job at \_

Name (Owner/Tenant)

Bill To At.

Brand:

Nature of Work

633 Cecelia Dr. • Pewaukee, WI 53072 www.ihncompany.com 262-691-0402 • Fax 262-691-0421

# JOB TICKET

IME	ATE	
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Exi	WOR	TIME -	DATE
Existing Customer	WORKMAN		
			-2
New Customer			

Existing Customer	WORKMAN	TIME	DAIE
Nev			

TEL Existing Customer

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P.O.

DESCRIBE FULLY: Nature of Work Done, Exact Location of Each Fixture or Repair Made, Continue on Reverse Side if Necessary

Model:

C.O.D.

I the undersigned, find the time and material charged above satisfactory and agree to pay for same on presentation of statement, and further agree to pay reasonable charges for collection, including attorneys fees in the event of my default. Interest will be charged at a rate of 1.5%

workmen leave the job, and if you find everything satisfactory, okay this ticket. If service is unsatisfactory in any way, please phone our office and enable us to give you absolute satisfactory service. You are respectfully requested to examine the material and labor statement before TO THE CUSTOMER: Service men are required to have work slips signed. This is done in order to protect you, the workmen and ourselves,

Tax

5.1%

Other

Total

per month on all accounts 30 days past due.

immediately.







Date:



STORE 4902 West Allis 11071 W National Ave West Allis, Wi 53227

**Rental Center Hours** 

CONTRACT #: 280763

Status: CLOSED

JAY TREPANIER 412 HENRY ST MUKWONAGO, WI 53149 (414) 313-7987

MON 6A-9P TUE 6A-9P WED 6A-9P THU 6A-9P FRI 6A-9P SAT 6A-9P SUN 8A-8P

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Drigoge Trans.

Transaction #:54859

Date: 12/28/19

eDeposit #: 4902191228073063028076390

Charge Trans

Register #: 90

Transaction # : 55427

Date: 12/29/19

eDepositt #: 4902191228073063028076390

Customer Name

JAY TREPANIER

Date out:

12/28/2019 - 12:06 PM

Contract Created By:

Date Due: Date In-

Charges

01/04/2020 - 12:06 PM

Checked In By:

12/29/2019 - 11:58 AM

Amount

rxr4452

Carpet Blower (09-920-32397)

Tool Description

\$24.00 Tool Rental Fee

Rental Subtotal Damage Protection\* \$104.00 \$15.60

\$24.00 SubTotal 

Tax

\$6.68

Carpet Blower (09-920-34174)

\$24.00 Tool Rental Fee

Deposit - PAID 12/28/19

126/28 -\$100.00

SubTotal \$24.00

(VISA ending 0813)

**PRO Carpet Blower** 

\$28.00 Tool Rental Fee

**Balance Charged** 

**Outstanding Balance** 

\$26.28

(09-964-04771)

SubTotal \$28.00 (VISA ending 0813)

\$0.00

**PRO Carpet Blower** (09-964-05671)

\$28.00 Tool Rental Fee **SubTotal** \$28.00

\* 15% of Rental Subtotal if applicable.

### RENTAL FEE CALCULATOR DISCLAIMER ....

Home Depot uses a Rental Calculator to insure our customers to get the lowest rates possible for the time they had the tool.

### TERMS & CONDITIONS . .....

I agree that no representative of The Home Depot is authorized to make any promise, warranty or representation to me other than those reflected in writing in the Agreement. I agree to the Terms & Conditions and understand that the Agreement cannot be modified or changed except in writing signed by both parties. With respect to equipment I am renting, I have received the equipment referenced in the Agreement. In the event that I am returning equipment, I acknowledge and agree that I am returning the listed rental equipment, the total charges are correct, and additional charges may apply if the equipment is returned damaged.

RECEIVED OFFICE OF CITY ATTORNEY

.IAN 9 - 2020



STORE 4902 West Allis 11071 W National Ave West Allis, WI 53227

**Rental Center Hours** 

CONTRACT #: 280760 Status: CLOSED

> JAY TREPANIER 412 HENRY ST MUKWONAGO, WI 53149 (414) 313-7987

MON 6A-9P TUE 6A-9P WED 6A-9P THU 6A-9P FRI 6A-9P SAT 6A-9P SUN 8A-8P

Date out: Date Due: Date In:	12/28/2019 - 10:49 AM 12/29/2019 - 10:49 AM 12/28/2019 - 2:04 PM	Contract Created By: Checked In By:	dxs575x jxe2syu
Charges	Amount		Providence and you have many constrained on the published by the system of
Tool Rental Fee	\$29.00	Rental Subtotal	\$58.00
SubTotal	\$29.00	Damage Protection*	\$8.70
		Tax IL Pd	\$3.74
Tool Rental Fee	\$29.00	Contract Total	\$70.4
SubTotal	\$29.00	Deposit - PAID 12/28/19 (VISA ending 0813)	-\$100.0
		Balance Returned (VISA ending 0813)	-\$29.50
		Outstanding Balance	\$0.0
	Date Due: Date In: Charges Tool Rental Fee SubTotal Tool Rental Fee	#: 54941 Date: 12/28/19 eDepo:  Date out: 12/28/2019 - 10:49 AM Date Due: 12/29/2019 - 10:49 AM Date In: 12/28/2019 - 2:04 PM  Charges - Amount  Tool Rental Fee \$29.00 SubTotal \$29.00  Tool Rental Fee \$29.00	#: 54941 Date: 12/28/19 eDeposit #: 4902191228073494428076094  Date out: 12/28/2019 - 10:49 AM Contract Created By: Checked In

Home Depot uses a Rental Calculator to insure our customers to get the lowest rates possible for the time they had the tool.

### TERMS & CONDITIONS ----

I agree that no representative of The Home Depot is authorized to make any promise, warranty or representation to me other than those reflected in writing in the Agreement. I agree to the Terms & Conditions and understand that the Agreement cannot be modified or changed except in writing signed by both parties. With respect to equipment I am renting, I have received the equipment referenced in the Agreement. In the event that I am returning equipment, I acknowledge and agree that I am returning the listed rental equipment, the total charges are correct, and additional charges may apply if the equipment is returned damaged.



STORE 4902 West Allis 11071 W National Ave West Allis, WI 53227

**Rental Center Hours** 

CONTRACT #: 280766

Status: CLOSED

JAY TREPANIER 412 HENRY ST MUKWONAGO, WI 53149 (414) 313-7987

MON 6A-9P TUE 6A-9P WED 6A-9P THU 6A-9P FRI 6A-9P SAT 6A-9P SUN 8A-8P

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6 Days 22 Hours 46			ir #: 4902191228073131328076693	
Refund Trans: Register 4: 90 Transaction 4: 5 Charge Trans: Register #: 90 Transaction 4: 5		Date: 01/04/20 eDepos PO #: na Date: 01/04/2	it #: 4902191228073131328076693	
Charge Transc Rogister #: 90 Transaction #: 5	Date out: Date Due: Date In:	12/28/2019 - 2:13 PM 01/04/2020 - 2:13 PM 01/04/2020 - 12:42 PM	Contract Created By: Checked In By:	dxs575x jxe2syu
Tool Description	Charges	Amount	AND THE PARTY OF T	******************************
Dehumidifier 18 G/Day (10-138-11090)	Tool Rental Fee	\$188.00 \$188.00	Rental Subtotal Damage Protection* Tax	\$188.00 \$28.20 \$12.11
**************************************				

Outstanding Balance	\$0.00
Balance Charged (VISA ending 1434)	\$228.31
Deposit - REFUNDED (VISA ending 0813)	-\$100.00
Deposit - PAID 12/28/19 (VISA ending 0813)	-\$100.00
Tax	\$12.11
Damage Protection*	\$28.20
Rental Subtotal	\$188.00

**Outstanding Balance** 

\* 15% of Rental Subtotal if applicable.

## RENTAL FEE CALCULATOR DISCLAIMER

Home Depot uses a Rental Calculator to insure our customers to get the lowest rates possible for the time they had the tool.

I agree that no representative of The Home Depot is authorized to make any promise, warranty or representation to me other than those reflected in writing in the Agreement. I agree to the Terms & Conditions and understand that the Agreement cannot be modified or changed except in writing signed by both parties. With respect to equipment I am renting, I have received the equipment referenced in the Agreement. In the event that I am returning equipment, I acknowledge and agree that I am returning the listed rental equipment, the total charges are correct, and additional charges may apply if the equipment is returned damaged.

### 2101 Miller Park Way W. Milwaukee WI 53219

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 03/31/20

If you have questions regarding the charges on your receipt, please email us at:

WMILfrontend@menards.com



RECEIVED OFFICE OF CITY ATTORNA

JAN 8 - 2026

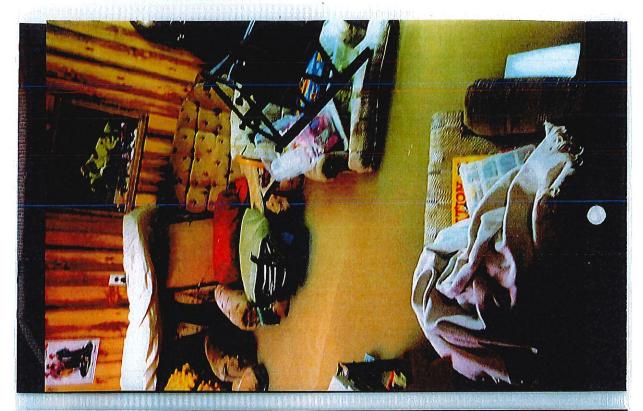
### Sale Transaction

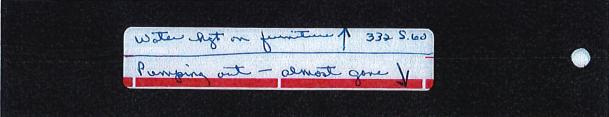
SPONGE MOP REFILL 6484443	2.99
JONNY FRESH REG 320Z 6477050	1.44
MR CLEAN ERASER POWER 2P* 6480830	2.49
OCELO 2PK UTILITY SPONGE 6489014	2.99
CONCROBIUM MOLD ELIM 320 6472045 2 49.98	19.96
8 OZ OLD ENG FURN POLISH 6471915	4.49
CLOROX GERMCDL BLEACH 6471122	4.88
18"X28" UTTLITY MAT PEPP 7036544	6.97
TOTAL	46.21
TAX MILWAUKEE-WI 5.6%	2.59
IOTAL SALE	48.80
US DEBIT 7318	48.80
EFT Debit	01/01/20 10:20:50
Ref# 102001011042	PRIMARY ACCT
Chip Inserted	
a0000000980840 TC - 7119e75c3077e06c	
10 - 114991000114000	
TOTAL SAVINGS 0.30	

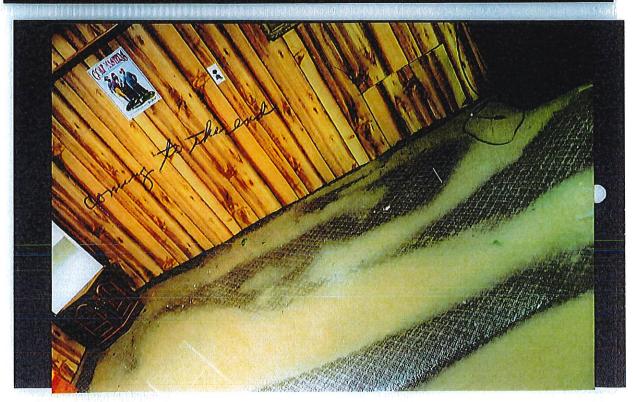
Now Hiring!
Extra \$3/HR on Weekends
Please Apply in Person
Or at Menards.com/Careers

THANK YOU, YOUR CASHIER, Berenice 54865 04 4665 01/01/20 10:20AM 3226

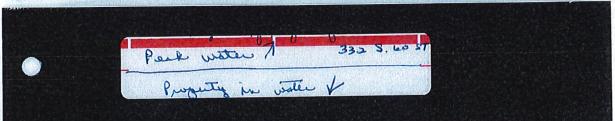
TOTAL NUMBER OF ITEMS =





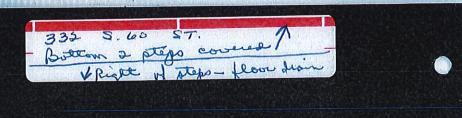


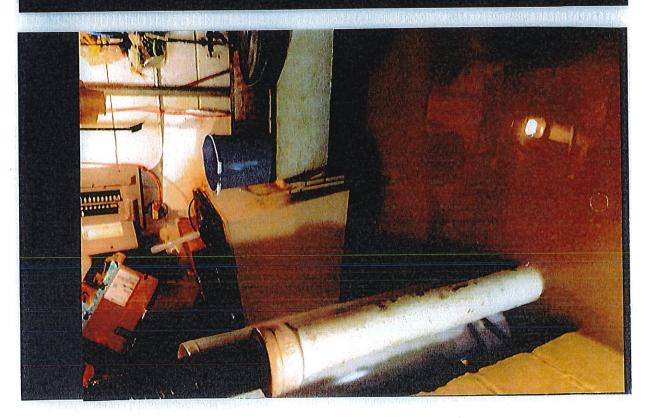














332 S. 60 Th near crest of flood

