

L21-00161

RECEIVED

CITY OF MANITOWOC CLAIM FORM
NOTICE OF CIRCUMSTANCES (§893.80(1d)(a) Wis. Stats.)

OCT 20 2021

CITY CLERKS OFFICE

NAME Chad & Heidi Giese TELEPHONE NUMBER 920-629-6124

RECEIVED

ADDRESS 1629 S. 10th Street (Street)

OF CLAIMANT Manitowoc, WI 54220 (City, State, Zip Code)

OCT 20 2021

EMAIL (optional): _____

CITY ATTORNEY

CIRCUMSTANCES OF CLAIM: Describe the circumstances of your claim below and attach additional sheets if necessary (who, what, where, when and how). For auto/property damages, attach a copy of the police report, if any; and a diagram of the accident scene including north, south, east or west. For personal injury, indicate the nature of the injury; if medical attention was given, the name of the physician/immediate care/hospital. List the names and addresses of any witnesses to the incident/accident. Give details.

Incident/Accident Information:

Date 8/19/2019

Place 1629 S. 10th Street

Time 3:42 PM

Circumstances of Claim (Attach additional sheets if necessary):

Richard Schwarz came to do a roof inspection. Noted that it passed, however, he never set foot on our roof to inspect it. He stated in his notes to the city he did not have a ladder for inspection. A valid roof inspection was not performed on our property. Our roof has been leaking into our home since the contractor installed the roof due to improper installation. I've attached the estimate from Bartow Builders to fix this issue. The city inspector is a homeowner's last line of defense towards contracted work and by not performing a proper inspection, they have failed.

Witnesses (names and addresses):

Procedure for filing claims:

1. In most instances, a signed **Notice of Circumstances of Claim** must be served on the City within 120 days after the happening of the event giving rise to the claim or it will be barred by State Statute.
2. A **Claim** must be filed with the City Clerk, City of Manitowoc, 900 Quay Street, Manitowoc, WI 54220, containing the claimant's address and an itemized statement of the relief or damages sought. This is the bottom portion of the form entitled "Claim Form." No action will be taken until this portion is completed and submitted to the City.
3. The City Attorney and or CVMIC (the City's liability insurance carrier) will then determine if your claim should be paid, compromised or disallowed. You will be notified by letter should the City determine to pay or compromise your claim. The City Attorney has the authority to pay, settle, or disallow claims up to \$5,000. Claims exceeding \$5,000 will be reviewed by the City's Finance Committee, who will present a final recommendation to the Common Council.
4. This procedure is established by Wisconsin Statutes to provide a mechanism for persons to recover damages in the event a municipality is responsible for an incident. This procedure is also designed to protect the municipality and its taxpayers from having to pay out inappropriate and/or nuisance claims.

This document does not constitute legal advice and should not be substituted for the advice of private legal counsel. Claimants have the right to retain an attorney of their choice to assist them with filing a claim solely at their own cost and expense.

Claimants are encouraged to review Wis. Stat. § 893.80 prior to filing a claim.

CLAIM FORM (§893.80(1d)(b) Wis. Stats.)

After filing a Notice of Circumstances of claim with the City of Manitowoc you must also file a claim **itemizing** the relief sought (what you want from the City or do not want the City do to). You may file a claim at any time consistent with the applicable statute of limitations. Provide copies of claim. For claims involving auto/truck/property damage, please attach non-monetary be as detailed and/or descriptive as possible. The person signing below makes a claim against the City of Manitowoc described. The claim is for relief in the form of money damages relief as follows:

Chad Giese 10/27/21
 \$40,000
 ↳ Barton Builders
 per phone call taken by Atty. Lij Majors

Auto/truck \$ _____ Personal Injury \$ _____
 Property \$ See attached estimate to fix improper installation Other (specify) \$ _____

Sign and then click Submit Form button below to submit to the City Clerk's Office.

Signed Chad Giese Heidi Giese

SUBMIT FORM

MANITOWOC

INSPECTION RESULT LIST

Inspection Date: 8/1/2019 to 8/31/2019
Inspector: Record Module: Building
Record Number: bid-2018-00658 Only Completed Inspections: Y

Inspector Record Number	Contact Name	Address	Work Description	
SCHWARZ, RICK BLD-2018-00658	JESSE CHASE	1629 S 10TH ST	RESHINGLE HOME	
Date	Time	Inspection	Result	Comment
08/19/2019	03:42 PM	Roof Final	Passed	No ladder available. View from grade.

Heidi Giese

From: Heidi Fischer <h.fisch96@yahoo.com>
Sent: Monday, September 20, 2021 3:49 PM
To: Heidi Giese
Subject: Fw: Fwd: Budget Numbers :: Bartow Builders
Attachments: image001.png; image001.png

This Message Is From an External Sender

This message came from outside your organization.

Sent from Yahoo Mail on Android

----- Forwarded Message -----

From: "Chad Giese" <doggySense@gmail.com>
To: "h.fisch96@yahoo.com" <h.fisch96@yahoo.com>
Sent: Thu, Sep 9, 2021 at 1:25 PM
Subject: Fwd: Budget Numbers :: Bartow Builders

----- Forwarded message -----

From: Michael Barta <michael@bartowbuilders.com>
Date: Thu, Sep 9, 2021, 1:22 PM
Subject: Budget Numbers :: Bartow Builders
To: doggySense@gmail.com <doggySense@gmail.com>

Hello Chad,

Thank you for considering Bartow Builders for your project. In review of the home photos that were taken on site I was able to throw some quick numbers your direction for a starting point. If these numbers work within your budget, I recommend we get an estimating/design agreement started. The details from our estimating agreement are in the package I gave you when we met.

Replace the rolled roofing: \$7,500.00 In order to properly install the rolled roofing we will have to remove the lower course of the siding, properly flash it and install new. We will also have to remove the existing door and at that point you may as well replace it.

Remove siding at rolled roof portion so we can properly flash roof and install new : \$3,500.00 (Note: It may be hard to find a perfect match for existing siding. We could produce a decorative trim option, or you may want to consider all new siding. We can always attempt to match it as close as possible.)

Install new decking for porch area: \$4,500.00 price may vary based on final selection

New railing for porch: \$2,500.00 price may vary based on final selection.

To Redo the roof completely and properly flash the home : \$25,000.00 Plus the repairs needed to the siding to properly flash the home. Does not include wood rot that may be discovered.

Mobilization of Equipment, Dumpster, portable toilet, project management, overhead and access to our scheduling software: \$5,500.00

I hope this gives you some information to make some decisions. Please let us know if Bartow Builders is a fit for you and we will work forward with an estimate/design agreement, site visit, and measurements for a detailed quote.

Thank you for the opportunity!!!

Michael Barta

Project Manager

Bartow Builders

32 Albert Drive

Manitowoc, WI 54220

(920)323-8554 - Cell

www.bartowbuilders.com

facebook.com/bartowbuilders

Cell 682-7100

****Please note that due to our high amount of workload at this time, no project start dates are guaranteed until a construction contract is signed****