

MINUTES OF THE MEETING MORAL CLAIMS COMMITTEE

Date: August 6, 2019
Time: 5:30 p.m.
Present: Chairwoman Ann Turk, Monica Koudela, Bob Reho
Also Present: Mayor Rich Regovich, Ken Pintar, Natalie Antosh, Ken Kirchner, Rob Pauley, Angela Vanek

The meeting was called to order at 5:34 p.m.

Shirlene Brown

Shirlene Brown called the City of Willowick to report that she was driving north on Vine Street on June 1 and hit a deep pothole. She stated that it caused damage to both tires on the passenger side. She was transferred to dispatch on June 3, 2019 at 2:45 p.m. On June 17, 2019 Shirlene called Council Clerk Sue Wovrosh and told her that she had filled out the Road Hazard report with the Police Department on June 16. Sue explained at that time to submit a copy of the repair bill and send pictures for a moral claim. Two pictures of a pot hole were submitted. Also submitted was a copy of the purchase of four tires on December 3, 2018 at the cost of \$82.99 each for a total of \$331.96. A copy of the repair/estimate of impact damage/pinch shock for \$86.99 which is dated May 28, 2019 was also submitted. No pot hole was reported previously.

Recommendation to Council: Vote 3-0 to deny the claim.

Ken Kirchner

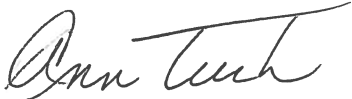
Mr. Ken Kirchner of 791 E. 305 Street called the Service Department on June 11, 2019 to operate a sewer cleaning machine in the sewer lateral servicing of the property. Mr. Kirchner could not be at the residence at 11:00 a.m. that day, and the Service Department could not be there at that time. Service rescheduled for 6-12-19. The servicemen inquired as to the problem, and he explained that it was a laundry tub that backed up. They handed him the clipboard, and Mr. Kirchner signed the sewer cleaning disclaimer. The snake got stuck, and Mr. Kirchner was told that he was responsible for the work that would have to be done. Between 2/1/02 and 6/12/19, the Service Department has been to his home on 11 occasions, including on 10/7/15 when servicemen televised and could not open the sanitary. Forty-eight feet or edge of foundation all mud, possibly a dropped tile or cast iron stack gone. Mr. Kirchner then hired Domenick Electric Sewer who removed the old pipe, installed a new pipe and did the connections for laundry tub on 10/15/15. Mr. Kirchner states work was done on 6/17/19 in his claim, and it was actually done on 6/12/19.

His claim states servicemen went 40+ feet too far into his house. He called the Service Department and was told that he had signed a disclaimer, and it was his responsibility for repairs. He hired Domenick Electric to repair, and they removed pipes and located the end of the snake which was stuck in a 3" P.V.C. pipe. Total repair cost was \$3,730 which Mr. Kirchner wants repaid by the City of Willowick. Mr. Kirchner explained that 85' across the basement floor had to be broken up. He says they went 40' more than they should have. Service Department snakes all the way to the stack.

Recommendation to Council: Members of the Committee voted 2-1 to deny the claim.

The meeting was adjourned at 6:06 p.m.

Respectfully submitted,

A handwritten signature in cursive script that reads "Ann Turk". The signature is written in black ink and is positioned above the printed name.

Ann Turk, Chairwoman
Moral Claims Committee