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July 22, 2022

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

Re: C.I. File No. 1068-2021-1176
Communication from TRAVELERS INSURANCE
on behalf of BRENDA TAYLOR

Dear Mr. Sir or Madam:

Enclosed please find a proposed resolution. We ask that it be referred to the Committee on Judiciary and Legislation with the following recommendation.

On August 11, 2021, the Forestry Department was notified of a tree down and on a vehicle at 3425 North 10th Street. The request for service was routed to a Forestry crew who responded on August 16, 2021, and found a City tree had been uprooted and fallen on a parked vehicle. The entire tree was alive and in good health, with no evidence of decay. A Forestry employee documented the damage and the branch was removed.

On August 10, 2021, The City of Milwaukee experienced a strong thunderstorm event which produced winds with sustained wind speeds of 35 MPH and peak winds of 50 MPH. This storm also brought .13 inches of rain on top of the 3.29 inches received over the previous four days. These high winds and saturated soils resulted in catastrophic tree failures throughout the City.

It is the Forestry Department's position that no reasonable or prudent action on its part could have foreseen or prevented this damage from occurring. Therefore, the City is not liable for damages in this case, and we recommend that the claim

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The Honorable Common Council- Taylor
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submitted by Traveler's Insurance on behalf of Brenda Taylor in the amount of \$10,505.10 be denied.

Very truly yours,



TEARMAN SPENCER
City Attorney



TODD FARRIS
Deputy City Attorney

Pk/

Enclosure

c: Jeffrey Laufenberg(Forestry)
1068-2021-1176/280965

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..Number

..Version

ORIGINAL

..Reference

..Sponsor

THE CHAIR

..Title Resolution to the claim of Brenda Taylor

..Analysis

Resolution

..Body

Whereas,

..Requestor

City Attorney

..Drafter

TF:kdb

July 22, 2022

1068-2021-1176/281009

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