

TEARMAN SPENCER
City Attorney

ODALO J. OHIKU
ROBIN A. PEDERSON
S. TODD FARRIS
JENNIFER L. WILLIAMS
Deputy City Attorneys



Milwaukee City Hall Suite 800 • 200 East Wells Street • Milwaukee, Wisconsin 53202-3551
Telephone: 414.286.2601 • TDD: 414.286.2025 • Fax: 414.286.8550

HEIDI WICK SPOERL
KATHRYN Z. BLOCK
THOMAS D. MILLER
PETER J. BLOCK
PATRICK J. MCCLAIN
HANNAH R. JAHN
JULIE P. WILSON
MEIGHAN M. ANGER
ALEXANDER R. CARSON
ALEXANDER T. MUELLER
ALEXANDER D. COSSI
LISA A. GILMORE
NICHOLAS R. SINRAM
TAVISS K. SMITH
KATHERINE A. HEADLEY
L. ANTHONY JACKSON
STACY J. MILLER
MICHAEL C. RADAVICH
JORDAN M. SCHETTLE
THERESA A. MONTAG
TYLER M. HELSEL
NANCY A. DOMINSKI
ALEXANDER E. FOUNDOS
CHRISTOPHER P. JACKSON
JAMES D. LEWIS
TRAVIS J. GRESHAM
KYLE W. BAILEY
JOSEPH M. DOBBS
WILLIAM K. HOTCHKISS
Assistant City Attorneys

January 23, 2023

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

Re: Communication from Jerome Knight
C.I. File No. 1068-2022-1562

Dear 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.

Claimant alleges that he sustained damage to his vehicle while it was parked in the area of 2100 West Villard Avenue when a large branch from a City tree fell on it on October 25, 2022.

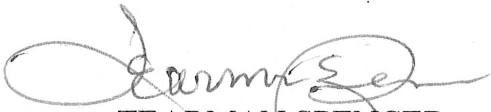
Our investigation revealed that on October 25, 2022, the Forestry Department received a request for emergency service regarding a tree branch that fell on a vehicle at 5070 North 51st Street. The Forestry crew arrived, noted the damage to the vehicle, and removed the branch from the scene. The failed branch was alive, but there was decay present at the point of failure. Forestry did not receive any other service requests for this address in the past six years.



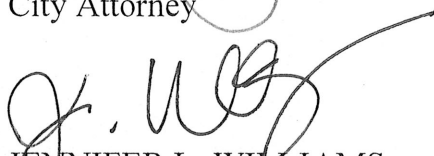
To the Honorable Common Council
Of the City of Milwaukee
January 23, 2023
Page Two

On October 25, 2022, Milwaukee had a weather system move through the City with .58 inches of rain and winds peaking at 46 MPH. This contributed to widespread tree damage throughout the city. It is our position that the Forestry Department followed standard operating procedures in this case, and were not negligent in this matter. Therefore, we recommend that the claim submitted by Jerome Knight in the amount of \$7,838.81 be denied.

Very truly yours,



TEARMAN SPENCER
City Attorney



JENNIFER L. WILLIAMS
Deputy City Attorney

JLW/PK/cdr

Enclosures

1068-2022-1562/283400