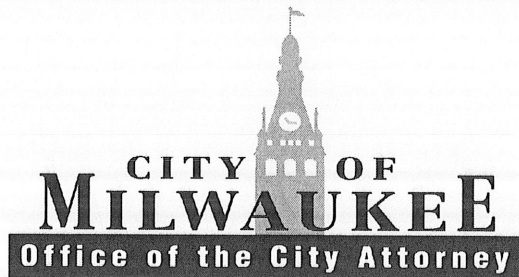


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December 7, 2023

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

Re: Communication from JAMES TREFRY
C.I. File No. 1068-2023-1399

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 1671 North Prospect Avenue when a large branch from a City tree fell on it on June 24th, 2023.

Our investigation revealed that on June 24, 2023, the Forestry Department received a request for emergency service regarding a tree branch that fell on a vehicle at 1671 North Prospect Avenue. The Forestry crew arrived, noted the damage to the vehicle, and removed the branch from the scene. The failed branch was alive and there were no visible signs of decay present at the point of failure. Forestry received one other service request for this tree in the past ten years. It was a request for pruning that was received in June of 2016 and completed in the following two weeks.

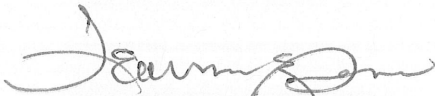
On June 24-25, 2023, the City of Milwaukee had a weather system move through the City with sustained winds of 21 mph and peak winds of 28 mph. The Forestry Department received ten other calls for broken branches and tree damage.



To the Honorable Common Council
Of the City of Milwaukee
December 7, 2023
Page Two

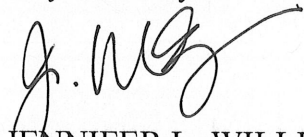
It is our view that the Forestry Department followed standard operating procedures in this case, and were not negligent in this matter. Therefore, we recommend that the claim submitted by James Trefry in the amount of \$10,000.00 be denied.

Very truly yours,



TEARMAN SPENCER

City Attorney



JENNIFER L. WILLIAMS

Deputy City Attorney

TS/JLW/PK/cdr

Enclosures

1068-2023-1399/288753