



# City of Niagara Falls, New York

P.O. Box 69, Niagara Falls, NY 14302-0069

DEPARTMENT OF LAW

October 17, 2022

The City Council  
Niagara Falls, New York

RE: Request for approval to settle and pay property damage claim of MONA J. CARNEY

Date of Occurrence: June 3, 2020.  
Date Claim Filed: July 9, 2020.  
Date Action Commenced: Not Applicable.  
Location: 136 66<sup>th</sup> Street and adjacent City right-of-way.  
Nature of Claim: A limb fell from a dead City tree and pulled the electric service drop from Claimant's home. To restore power, the Claimant had to pay for repairs to her home's service cables, for which she seeks reimbursement.  
City Driver: N/A  
Status of Action: This matter has been investigated but has not yet been placed in suit. At this juncture, Corporation Counsel determined that a reasonable settlement could be reached that will avoid litigation costs and protect the City from legal action.  
Recommendation/Reason: Best interest of City.  
Amount to be Paid: \$750.00  
Check Writing Details: Make payable to MONA J. CARNEY.  
Conditions: None. The claimant provided a fully executed Release that is acceptable to this Department.

It is the recommendation of this Department that the above settlement be paid under the terms set forth above. Will the Council so approve?

Respectfully submitted,

CHRISTOPHER M. MAZUR  
Corporation Counsel

Bax \_\_\_\_\_ Myles \_\_\_\_\_ Tompkins \_\_\_\_\_ Zajac \_\_\_\_\_ Spanbauer (Chair) \_\_\_\_\_