



SHAWYN PATTERSON-HOWARD  
MAYOR

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**CONFIDENTIAL**

November 13, 2024

(Through Office of the Mayor)

Honorable Board of Estimate and Contract  
City Hall  
Mount Vernon, New York

Re: **Settlement of Claim for Property Damage –  
BROWN, SHERRY v. City of Mount Vernon  
Settlement Amount: \$4,745.22**

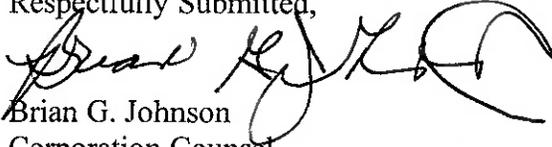
Honorable Members:

Pursuant to Section 152 of the City Charter, the undersigned respectfully requests the approval of this Honorable Board to settle the above-captioned matter against the City of Mount Vernon for the total sum of \$4,745.22.

This office has evaluated the facts and circumstances of this matter and believes that it is in the best interest of the City to settle for the above amount.

If your Honorable Body agrees, a Resolution approving the settlement of this claim should be adopted.

Respectfully Submitted,

  
Brian G. Johnson  
Corporation Counsel

Cc: Mayor  
Comptroller  
Law Department



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## Memorandum

### **PRIVILEGED & CONFIDENTIAL**

November 12, 2024

To: Mayor Shawyn Patterson-Howard  
Office of the Mayor

From: Brian G. Johnson  
Corporation Counsel

Re: **BROWN, SHERRY** v. City of Mount Vernon  
Date of Loss: June 17, 2024  
Notice of Claim filed: June 27, 2024  
Amount of Claim: \$5,132.93  
Settlement Amount: \$4,745.22

**Nature of Claim:** Property damage to claimant's 2020 Toyota Corolla that was involved in a collision with a City of Mount Vernon Police Department vehicle driven by Police Officer John Fiumefreddo.

**Reasons for Settlement:** An investigation conducted by the Police Department revealed that Police Officer Fiumefreddo was responding to a fight in progress. His patrol vehicle was traveling northbound on South Columbus Avenue at its intersection of East Sanford Blvd. According to the officer he attempted to activate his lights and sirens, but they did not activate. He then attempted to pass claimant's vehicle on the right passenger side sideswiping her vehicle.

The Police Department investigation concluded that Police Officer Fiumefreddo failed to take proper action in responding to the incident and the claimant was not at fault.

The Police Department was unable to discipline Police Officer Fiumefreddo because he

resigned on July 7, 2024.

With regard to the issue of damages, claimant's vehicle sustained damages to the front and rear passenger side doors, front bumper, grille and quarter panel.. She submitted an estimate for the total sum of \$5,132.93; however, she accepted the city's offer of \$4,745.22 to settle this matter. The city's offer was based upon an estimate provided by the city's appraiser.

We respectfully request your Honorable approval in settling this matter for the total sum of \$4,745.22.

cc: Mayor  
Comptroller  
Board of Estimate & Contract