



SHAWYN PATTERSON-HOWARD  
MAYOR

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**CONFIDENTIAL**

July 9, 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**  
**JONES, ELVIN v. City of Mount Vernon**  
**Settlement Amount: \$200.00**

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 \$200.00.

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

May 20, 2024

To: Mayor Shawyn Patterson-Howard  
Office of the Mayor

From: Brian G. Johnson  
Corporation Counsel

Re: **JONES, ELVIN v. City of Mount Vernon**  
**Date of Loss: April 12, 2023**  
**Notice of Claim filed: May 5, 2023**  
**Amount of Claim: \$1,721.79**  
**Settlement Amount: \$200.00**

**Nature of Claim:** Property damage to claimant's 2019 Mercedes Benz due to an alleged pothole in roadway in front of 602 South 5<sup>th</sup> Avenue. Claimant alleges two (2) passenger side flat tires, front passenger side bent rim and damages to the wheel alignment.

**Reasons for Settlement:** Claimant submitted an invoice from Mercedes-Benz of New Rochelle for the total sum of \$1,721.79. However, a review of the Mercedes-Benz invoice reveals additional service performed on his vehicle that had nothing to do with the alleged occurrence, i.e., oil change, filter replacements, brake fluid flush, etc., totaling \$755.17.

The Department of Public Works inspection did not reveal any noteworthy

defects at the subject location, nor any prior complaints.

Nevertheless, after long-drawn-out discussions with the claimant who appeared in the Law Department and contacted this office on numerous occasions, the claimant agreed to settle this matter for the total sum of \$200.00, the cost of the wheel alignment.

We request your Honorable approval in settling this matter for the total sum of \$200.00 thereby avoiding any further time and expense to this office.

cc: Mayor  
Comptroller  
Board of Estimate & Contract