



Recommendation Memo

To: Eric Earls, Department of Public Works
From: Margie White, Finance Department X 9241
Date: 9/13/23
Re: Council Claim

Please investigate the attached claim against the City of Warwick involving your department and return this recommendation to the Treasury office as soon as possible.

Date of Incident: 07/16/23

Police/tow/auto report: 23-42073

Claimant: Scott Bellino
69 Benefit Street
Warwick, RI 02886

Claim: Hit a pothole on Benefit Street causing damage to tire rods.

Invoice: Thompson Auto Sales \$235.00

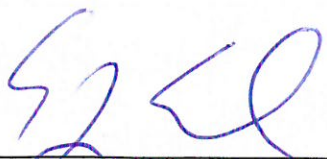
Estimates: Pat's Auto Sales \$418.08
Balasco's Garage \$370.14

Department Recommends:

Approval of this claim for **\$0**

Denial of this claim (please include comments below):

RIGL 24-8-35 regarding claims of damage from a pothole that requires any claim be filed with (7) seven days from the date of the incident. Claimant failed to submit paperwork in the required timeframe.



Director Signature



Date

TO THE HONORABLE CITY COUNCIL

The undersigned respectfully petitions your body for compensation for injuries or damages sustained as follows:



Please print information that pertains to your claim.

Motor Vehicle Accident Pothole Property Damage Tax Waiver Other

Claimant Name: Scott Bellino

Address: 69 Benefit St

City, State, Zip: WARRICK RI 02886

Telephone #: 401-500-5202

Date of incident (M/D/Y) 7-16-23 Time: 3 AM PM

Description of Incident/Claim: hit pot hole driving on my street
69 Benefit St WARRICK RI

Vehicle Year: 2013 Make: NISSAN Model: MURANO Odometer reading: 117,000

The Pothole was located on Benefit St road.

I notified the Finance I Public Works department on pot hole was filled (date).

two day after reported to police

The nature of my property damage is: BENT both tire rods significantly
on my 2013 NISSAN MURANO

Additional information about Tax Waiver (include letter from Tax Collector stating adverse decision) _____

I request reimbursement in the amount of \$ 235.00

SIGNATURE OF CLAIMANT: Scott Bellino DATE _____

AFFIDAVIT

(Petitioner Name) Scott Bellino, being duly sworn, deposes and states:

1. I have petitioned the City Council of the City of Warwick for compensation for losses arising from an incident which occurred on (date) 7-16-23 as a result of (please provide brief description):

Both tire rods bent significantly

Said claim was filed with the Finance Department on _____ (date).

2. Check appropriate box or boxes:

I have not sought compensation, nor will I at any time seek compensation from any source (including, but not limited to, any insurance company) other than the City of Warwick, for any loss arising from the above-described incident, understanding for pothole claims, the maximum recovery is \$300.00 under Rhode Island General Law § 24-5-13 (b).

I have received compensation from a source or sources other than the City of Warwick, (including, but not limited to, any insurance company) in connection with this incident. The amount(s) which I received total \$ _____ and the source of the other payment(s) was _____

I am seeking, or intend to seek, compensation from a source or sources other than and/or in addition to the City of Warwick (including, but not limited to, any insurance company), for any loss arising from the above described incident. The source or sources from which I seek such other compensation is/are: _____

3: In the event that the Warwick City Council should deny my claim, I understand that I may pursue a claim against any other party who may be liable for my loss.

4. I understand that I am not entitled to recover more than the amount of my actual loss. If the City of Warwick pays any amount to me in connection with the above described incident, and if I should receive any amounts from any source other than the City of Warwick with respect to the above described incident, I will report such other receipt(s) to the Finance Department of the City of Warwick.

5. I have personal knowledge of the facts aforesaid.

Scott Bellino
Signature of Claimant or its Representative

Scott Bellino
Printed Name

State of Rhode Island
County of KENT

Subscribed and sworn to before me on this 11th day of Aug, 20 23

Paul M Andrade
Notary Public- State of Rhode Island
ID # 762072

[Signature]
(Notary Public)
My Commission Expires _____



STATE OF RHODE ISLAND
 DIVISION OF MOTOR VEHICLES

600 NEW LONDON AVENUE
 CRANSTON RI 02920-3024

Web Address: WWW.DMV.RI.GOV



BW12150411

SCOTT R BELLINO
 69 BENEFIT ST
 WARWICK RI 02886-6701

Date: 08/04/2023

Registration Certificate

REG NUMBER: 4949	PLATE TYPE: COMMERCIAL	PLATE DESIGN: OCEAN	VEHICLE TYPE: PASSENGER	DRIVERS LICENSE: 2150411	REG EXP DATE: 03/31/2024
YEAR: 2013	MAKE: NISSAN	MODEL: MURANO	BODY TYPE: SPORT UTILITY VEHICLE	MAJOR COLOR: WHITE	MINOR COLOR: WHITE
VEHICLE IDENTIFICATION NUMBER: JN8AZ1MU1DW209915		RENEWAL FEE: 57.50	GROSS WEIGHT: 4591 LBS	# OF PASSENGERS: 5	# OF CYLINDERS: 6
FUEL TYPE: GAS		CARRYING CAPACITY: N/A	LENGTH: N/A	CCs: N/A	MAX SPEED: N/A
REGISTERED OWNER: SCOTT R BELLINO 69 BENEFIT ST WARWICK RI 02886-6701			SECOND OWNER:		

- TAX TOWN: **WARWICK**
- Notice: The law requires that the DMV be notified within 10 days of any change in name or address. Please visit our website to update your address online.
- Plate Cancellation -Excise Tax: Plates must be **cancelled** with the DMV to ensure the vehicle is removed from the city or town tax rolls. Please retain your receipt as proof of cancellation.
- Every registration plate shall be at all times securely fastened in a horizontal position and be in a condition to be clearly legible. Validation stickers are only to be placed securely on the lower right corner of the registration plate.
- Registration Certificate shall at all times be carried in the vehicle to which it refers or shall be carried by the person driving or in control of such vehicle.
- Proof of valid insurance/financial security is required as per Rhode Island General Laws § 31-47 (Motor Vehicle Reparations Act).
- It is your responsibility to renew your registration prior to the expiration date. Failure to do so may result in the assignment of new plates.
- Failure to obtain an **Emissions Inspection** on or before **02/14/2025** will result in this vehicle being suspended.
- Not valid without official signature of Administrator.
- Any vehicle operating in excess of legal weight limits is required to have an overweight permit per Chapter 31-25 of the Rhode Island General Laws. Failure to obtain an overweight permit may result in the imposition of fines and/or other penalties.

WALTER R. CRADDOCK
 ADMINISTRATOR
 DIVISION OF MOTOR VEHICLES

For Date: 07/23/2023 - Sunday

<u>Call Number</u>	<u>Time</u>	<u>Call Reason</u>	<u>Action</u>	<u>Priority</u>
23-42073	1210	Phone - POT HOLE		
Call Taker:		KWALKER - Civilian Kristen M Walker		INFORMATION GIVEN 3
Call Closed By:		JPARENT - Civilian Jerry A Parenteau	07/23/2023 1356	
Location/Address:		69 BENEFIT ST		
Calling Party:		BELLINO, SCOTT R @ 69 BENEFIT ST Apt. #24B - WARWICK, RI 02886	401-500-5202	
Unit:		Race: W Sex: M		
		P7 Officer Joseph P DiIorio		
Vehicle:		Disp-12:30:52	Arvd-12:50:47	Clrd-13:03:37
Owner:		WHI 2013 NISS UT MURANO Reg: CO RI 4949	VIN: JN8AZ1MU1DW209915	
		BELLINO, SCOTT R @ 69 BENEFIT ST Apt. #24B - WARWICK, RI 02886		
		Race: W Sex: M		

Insurance Co:
Policy No:
Narrative:

07/23/2023 1211 Civilian Kristen M Walker
male hit pothole on benefit and now his front end is damaged

Narrative:

07/23/2023 1304 Officer Joseph P DiIorio
NO VISIBLE DAMAGE TO THE VEHICLE. RP STATED HE HIT THE POT HOLE ON HIS ROAD A WEEK AGO, DOESN'T KNOW WETHER OR NOT IT DAMAGED HIS VEHICLE...ADVISED TO CONTACT THE CITY TOMORROW MORNING ABOUT THE POT HOLE ON BENEFIT ST.

PATS AUTO SALES, AUTO BODY, Inc.

Quality Work is All We Do!!!-"Since 1972"
363 GEORGE WATERMAN RD, JOHNSTON, RI
02919
Phone: (401) 231-8270
FAX: (401) 231-4200

Workfile ID: 8ca4351f
PartsShare: 7wL9Y3
Federal ID: 050494446-01

Preliminary Estimate

Customer: Scott Bellino

Job Number:

Written By: Pat Matarese

Insured: Scott Bellino
Type of Loss:
Point of Impact:

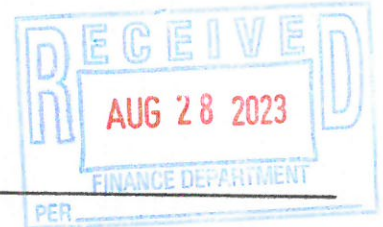
Policy #:
Date of Loss:

Claim #:
Days to Repair: 0

Owner:
Scott Bellino

Inspection Location:
PATS AUTO SALES, AUTO BODY, Inc.
363 GEORGE WATERMAN RD
JOHNSTON, RI 02919
Repair Facility
(401) 231-8270 Other

Insurance Company:



VEHICLE

2013 NISS Murano S 4D UTV 6-3.5L Gasoline Electronic Fuel Injection

VIN: JN8AZ1MU1DW2U9915
License:
State:

Interior Color:
Exterior Color:
Production Date:

Mileage In:
Mileage Out:
Condition:

Vehicle Out:
Job #:

TRANSMISSION

Automatic Transmission

POWER

Power Steering

Power Brakes

Power Windows

Power Locks

Power Mirrors

DECOR

Dual Mirrors

Privacy Glass

Console/Storage

CONVENIENCE

Air Conditioning

Intermittent Wipers

Tilt Wheel

Cruise Control

Rear Defogger

Keyless Entry

Message Center

Rear Window Wiper

Telescopic Wheel

Climate Control

RADIO

AM Radio

FM Radio

Stereo

Search/Seek

Auxiliary Audio Connection

CD Changer/Stacker

SAFETY

Drivers Side Air Bag

Passenger Air Bag

Anti-Lock Brakes (4)

4 wheel Disc Brakes

Traction Control

Stability Control

Front Side Impact Air Bags

Head/Curtain Air Bags

Positraction

SEATS

Cloth Seats

Bucket Seats

Reclining/Lounge Seats

WHEELS

Aluminum/Alloy Wheels

PAINT

Clear Coat Paint

Estimate #1

Preliminary Estimate

Customer: Scott Bellino

Job Number:

2013 NISS Murano S 4D UTV 6-3.5L Gasoline Electronic Fuel Injection

Line	Oper	Description	Part Number	Qty	Extended Price \$	Labor	Paint
1		STEERING GEAR & LINKAGE					
2	Repl	RT Outer tie rod all	D85201AA1A	1	103.80 m	0.6 M	
3	Repl	LT Outer tie rod all	D86401AA1A	1	103.80 m	0.6 M	
4	#	Subl Four wheel alignment		1	99.95 X		
SUBTOTALS					307.55	1.2	0.0

ESTIMATE TOTALS

Category	Basis	Rate	Cost \$
Parts			207.60
Mechanical Labor	1.2 hrs @	\$ 65.00 /hr	78.00
Body Supplies	1.2 hrs @	\$ 15.00 /hr	18.00
Miscellaneous			99.95
Subtotal			403.55
Sales Tax	\$ 207.60 @	7.0000 %	14.53
Grand Total			418.08

PURSUANT TO RHODE ISLAND LAW, THE CONSUMER HAS THE RIGHT TO CHOOSE THE REPAIR FACILITY TO COMPLETE REPAIRS TO A MOTOR VEHICLE; AND AN INSURANCE COMPANY MAY NOT INTERFERE WITH THE CONSUMER'S CHOICE OF REPAIRER.

FOR ANY VEHICLE THAT IS LESS THAN FORTY-EIGHT (48) MONTHS BEYOND THE DATE OF MANUFACTURE, RHODE ISLAND LAW ENTITLES THE VEHICLE OWNER TO ORIGINAL EQUIPMENT MANUFACTURER (OEM) PARTS IN THE REPAIR OF A MOTOR VEHICLE PART. THIS ESTIMATE WILL INDICATE IF/WHEN AFTERMARKET BODY PARTS ARE SPECIFIED.

Any person who knowingly presents a false or fraudulent claim for payment of a loss or benefit or knowingly presents false information in an application for insurance is guilty of a crime and may be subject to fines and confinement in prison.

BALASCO'S GARAGE

1850 Cranston street
 Cranston, RI. 02920
 Phone: 401-585-2599 Fax: - -

Sub Estimate

Estimate for Services

Estimate Date : 9/11/2023

BELLINO, SCOTT
 69 BENEFIT ST
 Warwick, RI 02886
 Cellular: 401-500-5202

2009 Nissan - Murano SL - 3.5L,V6 (213CI) VIN(A)
 Lic # : 4949 - RI Odom. In: 0

VIN # : JN8AZ18W3 9W205576

Part Description / Number	Qty	Sale	Ext	Labor Description	Extended
Tie Rod End AX07234	1.00	91.07	91.07	TIE ROD &/OR END - Remove & Replace - Inner,One Side - [Includes: R&I Outer Tie Rod End.] - [Includes: Adjust toe-in only. NOTE: Deduct .4 if alignment is also performed. NOTE: Manufacturer recommends removal of Rack and Pinion Steering Gear when replacin WHEEL ALIGNMENT	131.10
Tie Rod End ES800357	1.00	35.24	35.24		
Shop Supplies			3.79		
				Hazardous Materials	4.83

Estimate # 2



Parts/Supplies: 130.10 Labor: 226.10 HazMat/Fees: 4.83 Tax: 9.11 **Total: \$ 370.14**

I hereby authorize the above repair work to be done along with the necessary material and hereby grant you and/or your employees permission to operate the vehicle described for testing and/or inspection. Express mechanic's lien is hereby acknowledged on above vehicle to secure the amount of repairs thereto. SMOG: I understand that I can have emission service and/or adjustments done elsewhere. I hereby waive this right. TEARDOWN ESTIMATE: I understand that my vehicle will be reassembled within ___ days of the date shown above if I choose not to authorize the service recommended. All Parts removed will be discarded unless instructed otherwise: Save all Parts ____. NOT RESPONSIBLE FOR LOSS OR DAMAGE TO CARS OR ARTICLES LEFT IN CARS IN CASE OF FIRE, THEFT OR ANY OTHER CAUSE.









Frank J. Picozzi
Mayor

CITY OF WARWICK
FINANCE DEPARTMENT
3275 POST ROAD
WARWICK, RHODE ISLAND 02886
(401) 738-2015

August 15, 2023

Scott Bellino
69 Benefit Street
Warwick, RI 02886

Dear Scott,

This letter acknowledges receipt of your claim form to the City of Warwick. Unfortunately, the claim cannot be processed at this time due to the following reason(s);

- Estimates – Two estimates are required along with your invoice.

We have included copies of the instructions to submit a claim. Once the above information is received, your claim can be processed. If you have any questions, please call 738-2015.

Claims Administration

COPY



Frank J. Picozzi
Mayor

CITY OF WARWICK
FINANCE DEPARTMENT
3275 POST ROAD
WARWICK, RHODE ISLAND 02886
(401) 738-2015

August 28, 2023

Scott Bellino
69 Benefit Street
Warwick, RI 02886

COPY

Dear Scott,

This letter acknowledges receipt of your claim form to the City of Warwick. Unfortunately, the claim cannot be processed at this time due to the following reason(s);

- Estimates – Two estimates are required along with the paid invoice. You must submit one more estimate.

We have included copies of the instructions to submit a claim. Once the above information in received, your claim can be processed. If you have any questions, please call 738-2015.

Claims Administration