



## Recommendation Memo

**To:** Mathew Solitro, Department of Public Works  
**From:** Margie White, Finance Department ext. 9641  
**Date:** April 29, 2019  
**Re:** Council Claim

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

**Date of Incident:** 3/06/19

**Police/tow/auto report:** 19-15703

**Claimant:** Nicole Botelho  
93 Seamans Street  
Providence, RI 02908

**Claim:** Hit a pothole on New England Way causing damage to tire.

**Invoice:** Sullivan Tire \$231.43

**Estimates:** Pep Boys \$223.58  
Town Fair Tire \$211.16

**Department Recommends:**

**Approval** of this claim for **\$231.43**

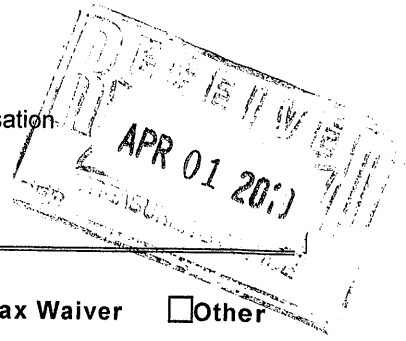
**Denial** of this claim (please include comments below):

\_\_\_\_\_  
Director Signature

7/18/2019  
\_\_\_\_\_  
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: Nicole Botelho

Address: 93 Seamans Street

City, State, Zip: Providence, RI 02908

Telephone #: 401-222-9276

Date of incident (M/D/Y) 03/06/2019    Time: 8:45     AM |  PM

Description of Incident/Claim: On Wednesday, March 6, 2018 at 8:45 am, I was driving down New England Way and making a right turn onto Wilclar Street, when I hit a pothole which caused the front driver side tire blew.

Vehicle Year: 2017    Make: Buick    Model: Verano    Odometer reading: 5,208

The Pothole was located on New England Way and Wilclar Street road.

I notified the Finance I Public Works department on \_\_\_\_\_ (date).

The nature of my property damage is: Tire wall completely slashed - required new tire

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

I request reimbursement in the amount of \$ 231.43

SIGNATURE OF CLAIMANT: Nicole Botelho    DATE: 3/16/19

**AFFIDAVIT**

(Petitioner Name) Nicole Botelho, 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) 3/06/19 as a result of (please provide brief description):

Hit a pothole which caused my tire to blow

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.

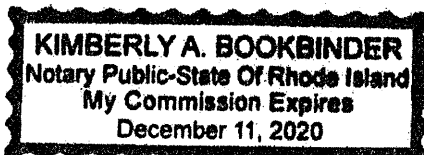
Nicole R Botelho  
Signature of Claimant or its Representative

Nicole R Botelho  
Printed Name

State of Rhode Island  
County of Kent

Subscribed and sworn to before me on this 02 day of July, 2019

[Signature]  
(Notary Public)  
My Commission Expires 12/11/20





STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS  
**DIVISION OF MOTOR VEHICLES**

600 NEW LONDON AVENUE  
 CRANSTON RI 02920-3024

Web Address: [WWW.DMV.RI.GOV](http://WWW.DMV.RI.GOV)



BW19490804

**NICOLE R BOTELHO**  
**93 SEAMANS ST**  
**PROVIDENCE RI 02908**

Date: 12/31/2018

**Registration Certificate**

REG NUMBER: <b>NICKYB</b>	PLATE TYPE: <b>PASSENGER</b>	PLATE DESIGN: <b>RIBBON OF HOPE/ GLORIA GEMMA</b>	VEHICLE TYPE: <b>PASSENGER</b>	DRIVERS LICENSE: <b>9490804</b>	REG EXP DATE: <b>01/31/2020</b>
YEAR: <b>2017</b>	MAKE: <b>BUICK</b>	MODEL: <b>VERANO</b>	BODY TYPE: <b>SEDAN</b>	MAJOR COLOR: <b>WHITE</b>	MINOR COLOR: <b>WHITE</b>
VEHICLE IDENTIFICATION NUMBER: <b>1G4PS5SK1H4101973</b>		RENEWAL FEE: <b>231.50</b>	GROSS WEIGHT: <b>4050 LBS</b>	# OF PASSENGERS: <b>5</b>	# OF CYLINDERS: <b>4</b>
FUEL TYPE: <b>FLEX FUEL</b>		CARRYING CAPACITY: <b>N/A</b>	LENGTH: <b>N/A</b>	CCs: <b>N/A</b>	MAX SPEED: <b>N/A</b>
REGISTERED OWNER: <b>NICOLE R BOTELHO 93 SEAMANS ST PROVIDENCE RI 02908</b>			SECOND OWNER:		
GARAGED AT ADDRESS:			TAX TOWN: <b>PROVIDENCE</b>		

- 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 11/14/2020 will result in this vehicle being suspended.
- Not valid without official signature of Administrator.

WALTER R. CRADDOCK  
 ADMINISTRATOR  
 DIVISION OF MOTOR VEHICLES

For Date: 03/08/2019 - Friday

<u>Call Number</u>	<u>Time</u>	<u>Call Reason</u>	<u>Action</u>	<u>Priority</u>
19-15703	1731	Walk-In - POT HOLE	Services Rendered	3
Call Taker:		FGRAY - Civilian Frances A Gray		
Call Closed By:		RODELL - Officer Richard P Odell 03/08/2019 1834		
Location/Address:		[203 3837] WARWICK POLICE DEPARTMENT - 75 NEW ENGLAND WAY @ 15 WILCLAR ST		
Calling Party:		BOTELLO, NICOLE @ ***UNKNOWN*** - WARWICK, RI		
Unit:		P1 Officer Richard P Odell		
		Disp-18:06:51	Arvd-18:06:53	Clrd-18:34:04
Vehicle:		WHI 2017 BUIC 4D VERANO Reg: PC RI NICKYB VIN: 1G4PS5SK1H4101973		
Operator:		BOTELHO, NICOLE R. @ 280 MENDON AVE - PAWTUCKET, RI		
		Race: U Sex: F		
Owner:		BOTELHO, NICOLE R. @ 280 MENDON AVE - PAWTUCKET, RI		
		Race: U Sex: F		
Insurance Co:				
Policy No:				
Narrative:				
		NEEDS TO DOCUMENT DAMAGE TO VEH		

Narrative:  
rp came in to report that on Wednesday 03/06/2018 at 0845,  
she hit a pothole on New England Way and Wilclar st,  
damaging her front driver's side tire. RP was given the  
pothole complaint form. 4516

*Nicole R. Botelho*

93 Seamans Street  
Providence, Rhode Island 02908  
(401) 222-9276  
[nickyb777@yahoo.com](mailto:nickyb777@yahoo.com)

April 25, 2019

City of Warwick Claims Department  
3275 Post Road  
Warwick, RI 02886

To Whom It May Concern,

Attached please find two quotes as requested. Please note that Town Fair Tire did not have my tire in stock; the closest one they had was in East Haven, CT. The other quote is from Pep Boys, which I've never done business with which made my decision to go to Sullivan easier as I go there to get maintenance on my vehicle.

If you require additional information, please feel free to call.

Sincerely,



Nicole R. Botelho



**Sullivan Tire Warwick**  
**1102 Jefferson Boulevard**  
**Warwick, RI 02886**  
**(401)737-5251**

Customer ID: 1220224  
 Name: Delta Mechanical Cont Lic  
 Address: Accounts Payable  
 Address 2: 44 Wilcliar St  
 City, State, Zip/Postal Code: Warwick, RI, 02886  
 Home Phone: (401) 737-3500  
 Work Phone: (401) 222-9276 ext.0  
 Other Phone: (774) 219-2980  
 Tax Exempt #:

Year: 17  
 Make: BUICK  
 Model: VERANO  
 Lic No: NICKYB  
 VIN: 1G4PS5SK1H4101973  
 Color:  
 Engine: 4-146 2.4L DO  
 Mileage In: 0

Date/Time: 03/06/19 17:32:50  
 Workorder #: 263261  
 Invoice #: 164271  
 Key Tag:  
 PO Number: NB  
 Email Address: ap.invoice@deltamechllc.com  
 Fleet/Wholesale: Y  
 Unit Number:

Mileage Out: 6000

Service comments:

Salesperson: K. LOUGHERY

TIRE PRESSURE: LF \_\_ RF \_\_ LR \_\_ RR \_\_ SPARE \_\_

TREAD DEPTH: LF \_\_/32 RF \_\_/32 LR \_\_/32 RR \_\_/32 SPARE \_\_/32

Qty.	Part #	RFR Loc Description	Parts	Labor	Total
<b>PASSENGER TIRES</b>					
1	1548946	* CONTI PROCONTACT 94H	192.00	0.00	192.00
		Tire Size: 2354518 Speed Rating: H			
		Ply: SL Walls: BSW Load Rating: 94			
UPC: 1867					
DOT Numbers: A3X6BNH1818					
		TOTAL PASSENGER TIRES:	192.00		
<b>TIRE SERVICE</b>					
1	TORQUE	Torqued to MFG Specs.	0.00	0.00	0.00
1	TINSTALL	Certified Tire Installation	0.00	25.99	25.99
		TOTAL TIRE SERVICE:		25.99	
<b>PREVENTATIVE MAINTENANCE</b>					
1	VVI	VISUAL VEHICLE INSPECT	0.00	0.00	0.00
		TOTAL PREVENTATIVE MAINTENANCE:		0.00	

**WARRANTY EXCLUSION** - To the extent permitted by state and local law, any warranty on products sold herein are those made by the manufacturer. EXCEPT FOR CONSUMER SALES, SELLER HEREBY DISCLAIMS ALL WARRANTIES, EITHER EXPRESS OR IMPLIED, INCLUDING ANY IMPLIED WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE. Seller neither assumes nor authorizes any other person to assume for it any liability in connection with the sale of said products. In states that do not allow the disclaimer of implied warranties, the foregoing disclaimer of such warranties will not apply to you. Limited Lifetime Warranty on Mufflers, Shocks, Struts, Wheel Balance

**WORK AUTHORIZATION** - I HEREBY AUTHORIZE THE REPAIR WORK SHOWN ON THIS WORK ORDER TO BE DONE ALONG WITH THE NECESSARY MATERIAL(S). I hereby grant you and/or your employees permission to operate the vehicle described on streets, highways or elsewhere for the purpose of testing and/or inspection. I am hereby notified of and acknowledge that under state law you have a mechanic's lien on the above vehicle to secure the amount of repairs thereto which I have authorized and are not covered by my warranty. You will not be held responsible for loss or damage to vehicle or articles left in vehicle in case of fire, theft, accident or any other cause beyond your reasonable control.

Notice: Wheel Torque Validation  
 Wheel fastener torque must be checked within the first 50 miles following this service \_\_\_\_\_

\*\*\* Customer Wishes To Discard Old Parts \*\*\*

Recommended based on mileage and/or visual inspection					
1	FVA	Compreh. Vehicle Alignment	0.00	89.99	89.99
1	TMPP	MAINT AND PROTECTION	29.00	0.00	29.00
Total for recommended (plus sales tax)					118.99

AY	AMOUNT	PARTS TOTAL	SALES TAX	LABOR TOTAL	GRAND TOTAL
MX	231.43	192.00	13.44	25.99	231.43

ECH: 008500-0.00 I. Duarte

For house charge accounts,  
 Please remit all payments:  
 Sullivan Tire Co. Inc.  
 Attn: Credit Department  
 PO BOX 370  
 Rockland, MA 02370

Now featuring Gift Cards!

SULLIVAN TIRE #9  
1102 JEFFERSON BLVD.  
WARWICK, RI 02886  
(401) 737-5251

**Sale**

Merchant ID: 542929806424800

Term ID: LK451765

03/06/19  
Batch#: 048

17:29:35  
Inv #: 0009

AMEX

Entry Method: C

XXXXXXXXXXXX1005

Seq. #: 0009

Appr Code: 861643

Tot

231.43

APPROVED

AMERICAN EXPRESS  
AID: A000000025010001  
TVR: 0000000000  
IAD: 06480103A0A002  
TS1: E800  
AC: A335BHL255164306

Customer Copy

THANK YOU!





**BUY 3 SELECT TIRES GET THE 4TH FREE**

**DEFINITY**



**COOPER TIRES**

**KUMHO TIRE**

Home / Tires / Tires for a 2017 BUICK VERANO / Continental ContiProContact

Vehicle

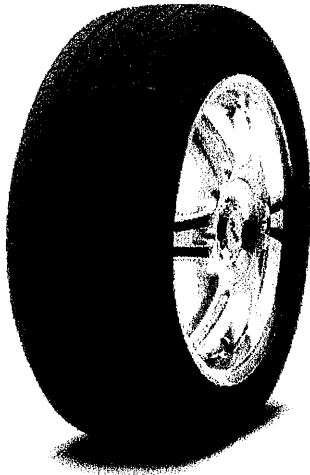
**2017 BUICK VERANO 4-146 2.4L DOHC**

Tire Size

**235/45R18**

Selected Store

**WEST WARWICK (375 Quaker Lane)**



Zoom [+]

# Continental ContiProContact

Size: 235/45R18

Part#: 15489460000 SKU: 10015727 (P) Passenger

★★★★☆ See all 45 reviews

**0**

Mile  
Warranty

**2 Days**

Store Availability

**94H**

Service  
Description

This tire meets or exceeds OEM safety rating for this vehicle

Qty: 1

Retail **\$193.99**

Installation in Store

Installation **\$ 29.59**

Road Hazard **\$ 19.50**

**\$223.58**



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[Description & Features](#)   [Specifications](#)   [Performance Characteristics](#)   [Customer Reviews](#)

## Continental ContiProContact

Continental ContiProContact tires are performance touring all season tires available for many imported and domestic vehicles. Phenomenal wet-braking capacity and year-round traction give this all condition tire outstanding handling and control. Continental ContiProContact tires feature enhanced steering response, wet traction, and resistance to hydroplaning. The tire incorporates technology for high-speed stabilization and active edge-to-edge control.

- Alternating convex and concave sipe design
- Special shoulder groove geometry
- Interlocking tread sipes
- Innovative, all-season tread design
- Designed to blend good looks and handling with low noise and a smooth ride
- Promotes multidirectional grip and low noise
- Fosters secure cornering and standout performance in wet conditions
- Deliver improved steering precision and dry performance
- A confident, controlled driving experience

### Restrictions

- This product is not available for Shipping. This product is not available for Pick-up in Store.

## Learn More About

[TreadSmart Tire Center](#)  
[Do I Need New Tires?](#)  
[How to Shop for Tires](#)  
[Evaluating Tire Features](#)  
[Tire Maintenance](#)  
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1-800-PEP-BOYS (737-2697)

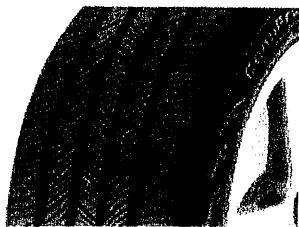
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 Powered by wipro



Item

Price



CONTINENTALCONTI PRO CONTACT  
SIZE: 235/45R18H

Price per Tire:  
\$170.00

**\$170.00**

For 1tire(s)

1 ▾

COMPUTERIZED WHEEL BALANCE & NEW RUBBER VALVE STEM OR TPMS SENSOR RECONDITIONING

Price per Tire:  
\$25.90

**\$25.90**

For 1tire(s)

FRONT WHEEL ALIGNMENT

IF YOU WISH, BASED ON VEHICLE MANUFACTURER'S RECOMMENDATION OF A FOUR WHEEL (FRONT & REAR) ALIGNMENT, TOWN FAIR TIRE WILL DO IT FOR \$59.00.

**\$0.00**

PLEASE SELECT YOUR STATE TO PROCEED:

RI ▾

TIRE DISPOSAL

NOTE: IF YOU WISH TO KEEP YOUR OLD TIRES, WE WILL REMOVE THIS CHARGE AT THE TIME OF PURCHASE IN THE STORE.

Price per Tire:  
\$2.75

**\$2.75**

For 1tire(s)

RHODE ISLANDSALES TAX

**\$12.51**

TOTAL

**\$211.16**

FACTORY RECOMMENDED 4 WHEEL ALIGNMENT

\$119.00

BASED ON VEHICLE MANUFACTURER'S RECOMMENDATION OF A FOUR WHEEL (FRONT & REAR) ALIGNMENT. TOWN FAIR TIRE WILL DISCOUNT THE FOUR WHEEL ALIGNMENT FROM \$119.00 TO \$59.00. WOULD YOU LIKE TO ADD THIS TO YOUR PURCHASE?

**\$59.00**

ADD

PRO-RATED 36 MONTH ROAD HAZARD

THE TIRE YOU SELECTED CAN ALSO BE COVERED WITH TOWN FAIR TIRE'S 36 MONTH PRO RATED ROAD HAZARD GUARANTEE. IF THE TIRE FAILS DUE TO DAMAGE CAUSED BY NAILS, GLASS, POTHOLES, ETC. THE TIRE WILL BE REPAIRED FREE OF CHARGE OR IF IT IS NOT REPAIRABLE THE TIRE WILL BE REPLACED BASED ON THE MONTHS USED. WOULD YOU LIKE TO ADD THIS TO YOUR PURCHASE AT THE PRICE OF \$18.95 PER TIRE?

Price per Tire:  
\$18.95

**\$18.95**

For 1tire(s)

ADD

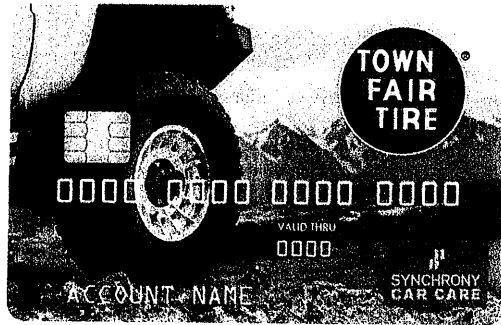
BUY & SCHEDULE APPOINTMENT

CONTINUE SHOPPING

FREE SERVICES

CALL TIRE EXPERT

**TOWN FAIR TIRE CREDIT CARD**



**STRESS-FREE FINANCING!  
NO INTEREST FOR 6 MONTHS!**

No interest on purchases of \$199 or more if the purchase amount is paid in full within 6 months!



**TOWN FAIR TIRE**  
460 Coe Ave  
East Haven, CT 06512

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(<https://www.linkedin.com/company/town-fair-tire>)

**FIND US**

City, State or Zip

Go

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75 New England Way at  
15 Wilder Street

Corner of New England Way  
(on sign for  
Newbury  
in photo)

