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## Recommendation Memo

**To:** Mathew Solitro, Department of Public Works  
**From:** Margie White, Finance Department ext. 9641  
**Date:** November 1, 2018  
**Re:** Council Claim

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:** 09/30/18

**Police/tow/auto report:** 18-65082

**Claimant:** Joseph Aguiar  
 3595 Post Road  
 Warwick, RI 02886


**Claim:** Hit a pothole on Gilbane Street causing damage to tire.

<b>Estimates:</b>	Firestone	\$104.91
	Town Fair Tire	\$169.24
	Tire Warehouse	\$114.66

**Department Recommends:**

**Approval** of this claim for **\$104.91**

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

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

11/9/2018  
 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: Joseph Aguiar

Address: 3595 Post Rd. APT 22-105

City, State, Zip: WARWICK Rhode Island 02886

Telephone #: 401-499-1448

Date of incident (M/D/Y) 09/30/18 Time: 9:00 AM  PM

Description of Incident/Claim: Going To meeting LEAVING my APT. FROM PERSERNE RELAY ON TO GILBANE ST AND HIT A POT HOLE RIGHT FRONT TIRE GOT OUT OF MEET IN TIRE WAS FLAT CALLED AAA TO REPLACE THE SPARE TIRE DATE of Acciden

Vehicle Year: 2015 Make: HUNDAI Model: TUSON Odometer reading: 39,391

The Pothole was located on RIGHT HAND SIDE LEAVING APT ON GILBANE STREET

I notified the Finance  Public Works department (circle one) on 10/16/18 (date).

The nature of my property damage is: HIT POT HOLE ON GILBANE STREET AT NIGHT FROM MY APT MET ON TO GILBANE STREET

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

I request reimbursement in the amount of \$ 104.96

SIGNATURE OF CLAIMANT: Joseph Aguiar DATE 10/19/18

AFFIDAVIT

(Petitioner Name) Joseph Aguiar, 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) 9/28/18 as a result of (please provide brief description):

HIT POT HOLE ON GILBANE STREET WAR WICK

Said claim was filed with the Finance Department on 10/1/18 (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.

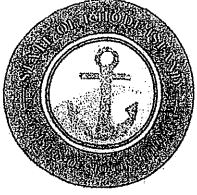
Joseph Aguiar  
Signature of Claimant or its Representative

JOSEPH AGUIAR  
Printed Name

State of Rhode Island  
County of Kent

Subscribed and sworn to before me on this 19 day of October, 2018.

Deanna L. Anderson  
(Notary Public) Deanna L. Anderson  
My Commission Expires 11/14/20



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)



BW39000994

JOSEPH AGUIAR  
 3595 POST RD APT 22 105  
 WARWICK RI 02886

Date: 06/27/2018

Registration Certificate

REG NUMBER: 994	PLATE TYPE: DISABLED VETERAN	PLATE DESIGN: STANDARD	VEHICLE TYPE: PASSENGER	DRIVERS LICENSE: V000994	REG EXP DATE: 12/31/2019
YEAR: 2015	MAKE: HYUNDAI	MODEL: TUCSON	BODY TYPE: SPORT UTILITY VEHICLE	MAJOR COLOR: BLACK	MINOR COLOR: BLACK
VEHICLE IDENTIFICATION NUMBER: KMBIT3AF8FU101820		RENEWAL FEE: 0.00	GROSS WEIGHT: 4497 LBS	# OF PASSENGERS: 5	# OF CYLINDERS: 4
FUEL TYPE: GAS	CARRYING CAPACITY: N/A	LENGTH: N/A	CCs: N/A	MAX SPEED: N/A	
REGISTERED OWNER: JOSEPH AGUIAR 3595 POST RD APT 22 105 WARWICK RI 02886			SECOND OWNER:		
GARAGED AT ADDRESS:			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 08/14/2020 will result in this vehicle being suspended.
- Not valid without official signature of Administrator.

WALTER R. CRADDOCK  
 ADMINISTRATOR  
 DIVISION OF MOTOR VEHICLES



Rhode Island Automobile Insurance  
Sales Exam Identification Card 1-800-804-3009  
One GEICO Boulevard, Falls Church, VA 22048-0003

NAIC Code: 22055

Policy Number

4660-43-23-30

Year Make

2015 HYUNDAI

Insured:

Joseph Aguilar

Effective Date

03-10-19

Model

TUCSON GLS

Expiration Date

03-10-19

Vehicle ID No.

KMGJTAFA6F0U101820

r Date: 10/16/2018 - Tuesday

<u>11 Number</u>	<u>Time</u>	<u>Call Reason</u>	<u>Action</u>	<u>Priority</u>
-65082	1416	Walk-In - POT HOLE	Services Rendered	3
Call Taker:		SJOHNST - Civilian Sabrina A Johnston		
Call Closed By:		APAONE - Civilian Anthony J Paone 10/16/2018 1451		
Location/Address:		[203 3837] WARWICK POLICE DEPARTMENT - 99 VETERANS MEMORIAL DR		
Calling Party:		AGUIAR, JOE @ ***UNKNOWN*** - WARWICK, RI		
Unit:		P23 Officer Brian M Murray		
Vehicle:		Disp-14:31:15	Arvd-14:31:16	Clrd-14:45:51
Narrative:		BLK 2015 HYUN TUCSON Reg: VF RI 994 VIN: 101820		
		hit a pot hole on gilbane st that damaged his tire		
Narrative:		On 9/28/18 hit a pot hole and damaged his passenger side front tire. Cost him \$104.91 to get fixed at Firestone complet auto care.		

Customer Invoice  
188799  
19/30/2018

FIRESTONE COMPLETE AUTO CARE  
COVENTRY  
755 CENTRE OF NEW ENGLAND BLVD  
WEST GREENWICH, RI. 02817

Service Advisor:  
05 LEO  
401.822.0402

AGUIAR, JOSEPH  
3595 POST RD  
APT 22105  
WARWICK, RI 02886-7028  
101.499.1448

2015 HYUNDAI TUCSON GLS  
2.0L L4 FI GAS VIN F DOHC  
Lic #: 994 RI Vin #: KM8JT3AF8FU1O1820  
In: 09/30/18 10:02AM Mileage: 39,391  
Out: 09/30/18 11:37AM Mileage: 39,391

Store # 781218

RETAIL SALE

Description	Rev Hist /Article #	ID	Qty	Unit Price	Extended Price	Job Total
PRIMEWELL TIRE PACKAGE		05				97.97
003439 PRIMEWELL VALERA TOURING BL 225/60R17	003439	10TN	1	71.99	71.99	
99H 50,000 Mile Limited Warranty DOT# Y9H1CLHX2618						
Promotional pricing, original selling price is \$79.99 you saved \$8.00 per tire						
NEW TIRE WHEEL BALANCE LABOR	7013632	10NS	1	12.99	12.99	
TPMS VALVE SERVICE KIT LABOR	7008190	10NS	1	2.99	2.99	
6-236 TPMS KIT VS965	7013249	10TN	1	7.00	7.00	
SCRAP TIRE RECYCLING FEE	7075078	10TN	1	3.00	3.00	
TIRE INSTALLATION	7015016	10NS	1	N/C	N/C	

Technician(s):

10 ANDREW

Payment History:

ECA Check 1951 104.91 5142 Sale  
MID: 222220337800  
Term: 0003

Total Tendered 104.91

Summary:

Parts 78.99  
Labor 18.98  
Shop Supplies 1.12  
Sub-Total 99.09  
Tax (7.00%) 5.82  
Total \$104.91

I have received the above goods and/or services. If this is a credit card purchase, I agree to pay and comply with my cardholder agreement with the issuer.

  
Customer Signature

Information on tire warranty, maintenance, and safety can be located at  
<https://www.firestonecompleteautocare.com/tires/warranty-options/>  
or by calling toll free 800-847-3272 to obtain a free printed copy  
All parts are new unless otherwise specified.

HOW ARE WE DOING?

Tell us about your experience today!

Complete a 4-minute survey for a chance to win \$500 in store services

Visit [www.FirestoneSurvey.com](http://www.FirestoneSurvey.com) within 4 days and enter Code 781218-088799



TOWN FAIR TIRE CENTERS OF RHODE ISLAND LLC  
 1085 BALD HILL ROAD, WARWICK, RI. 02886 TEL (401) 822-7700

**QUOTATION ONLY - NOT AN INVOICE**

Ver 18-05

<b>INVOICE NO.</b> 35378-548	
<b>ACCOUNT #</b>	<b>P.O. #</b>
<b>E-MAIL NO</b>	
<b>MR. MRS. MS.</b> JOSEPH AGUIAR	<b>CURRENT MILEAGE</b> 0
<b>ADDRESS</b> 3595 POST RD.	<b>YEAR, MAKE, MODEL</b> 15 HYUNDAI Tucson
<b>CITY STATE ZIP</b> WARWICK RI 02886	<b>994</b>
<b>SALE TYPE</b>	<b>CLERK #</b>
<b>G.P. #</b>	<b>DATE</b>
<b>TIME</b>	<b>Y N</b>
23	337M
10/17/2018	14:34
Y	N 121218

QTY	SIZE	DESCRIPTION	IBM #	LIST	PRICE	AMOUNT
1	225/60R17H	KUMHO CRUGEN PREMIUM KL33	47680	155.00	134.44	134.44
1	17	COMPUTER BALANCING	00405	21.00	17.95	17.95
1	PREMIUM	VALVE STEM	00121	6.95	4.95	4.95
1	FREE ALIGN	FRONT WHEELS ONLY	00165	89.00	0.00	0.00
1	LIFETIME	FREE FLAT REPAIR	01258	29.95	0.00	0.00
1	LIFETIME	FREE ROTATION	01235	29.95	0.00	0.00
1		DISMOUNT + MOUNT	00197	10.95	0.00	0.00
1		30 DAY TEST DRIVE	13000	0.00	0.00	0.00
1	AFTER SALE	GUARANTEED LOWEST PRICE	13002	0.00	0.00	0.00
1		NATIONWIDE WARRANTY	13001	0.00	0.00	0.00
1	LIFETIME	SNOW TIRE CHANGEOVER	00195	39.95	0.00	0.00
1		TIRE REMOVAL SERVICE			2.00	2.00

Prices in your size start as low as \$

IBM#: 47680  
 WORKMANSHIP: YES  
 ROAD HAZARD: NO  
 MILEAGE W/O CARE: NONE  
 MILEAGE WITH CARE: NONE

<b>Explanation:</b> TPMS PRICE QUOTE FOR 1 TIRE BLOWN OUT	<b>SUB-TOTAL</b>	141.39
<b>TORQUE:</b> 65-80	<b>RISALES TAX</b>	9.90
<b>PSI--FR:35 RR:35</b>	<b>NON-TAXABLE</b>	17.95
<b>SIGNATURE</b>	<b>TOTAL</b>	169.24

Before you buy - Town Fair Tire will beat any competitor's price on tires. That includes Warehouse Clubs-Every Independent Tire Dealer and the Internet (with like services) WE BEAT EVERYONE!  
 All prices quoted are good for 14 days.

QUOTATION ONLY - NOT AN INVOICE

<b>SAFETY WARNING</b> After installation of mag wheels, all nuts or bolts must be retorqued (retightened) after the first 25 miles CUSTOMER INITIALS _____	<b>COMMENTS - COMPLIMENTS - COMPLAINTS</b> Town Fair serves thousands of customers each year. In order to help us serve you better, if you have a comment, compliment, or complaint or just want to talk to us about our operation - please call - it will be greatly appreciated.	<b>Contact or Write</b> <b>CUSTOMER SERVICE TOWN FAIR TIRE</b> 460 COE AVENUE EAST HAVEN, CT 06512 TELEPHONE (203)467-8600 X 213 OR TOLL FREE 1 (800) 972-2245 OR 1 (888) TOWNFAIR OR VISIT OUR WEBSITE @ www.townfair.com
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CUSTOMER COPY





Tire Warehouse # 0970  
 1170 Oaklawn Avenue  
 Cranston, RI 02920  
 (401)463-3177

Customer ID: 0  
 Name:  
 Address:  
 Address 2:  
 City, State, Zip: . . .  
 Home Phone: () -  
 Work Phone: () -  
 Other Phone: () -  
 Fax Exempt #:

Year: 0  
 Make:  
 Model:  
 Lic No:  
 VIN:  
 Color:  
 Engine:  
 Mileage In: 0  
 Mileage Out: 0  
 Inspect Due:

Date/Time: 10/17/18 00:00:00  
 Estimate #: 321564  
 Invoice #:  
 PO Number:  
 Email Address:  
 Fleet/Wholesale: N  
 Est Created On: 10/17/18 14:57:07

Services Requested:

Qty.	Part #	Loc	Description	Part	Labor	Amount
Tire Inflation: Not Available    Torque: Not Available						
1	DBCK	A	TORQUE SPEC CHECK ACTUAL WHEEL TORQUE: _____ EMPLOYEE INITIALS: _____ CERTIFIED BY: _____			NC
1	107338	A	PANTERA TRNG CUV AS Tire Size: 225/60R17 Speed Rating: H Ply: 04 Load Range: B Sidewall: BSW Load Index: 99 Mileage Warranty: 45000	79.99	0.00	79.99
1	TR2	A	TIRE RECYCLING FEE	3.50	0.00	3.50
1	TPCAP	A	TPMS STEM CAP	1.00	0.00	1.00
1	TPCORE	A	TPMS Replacement Core	3.99	0.00	3.99
1	STI	A	Standard Install Package Includes: Mounting, Balancing, Standard Valve Stem, TPMS Inspection & Reset, Wheel Torque	0.00	19.99	19.99
** Customer Wishes To Discard Old Parts ***						
These parts were declined by the customer:						
1	RHZ	A	ROAD HAZARD COVERAGE	12.99	0.00	12.99
1	LTI	A		0.00	29.99	29.99
Subtotal of declined parts (tax not included):				12.99	29.99	42.98

THIS IS A PHONE QUOTE ESTIMATE , NOT AN INVOICE! DO NOT MAKE ANY PAYMENTS FROM THIS PAPERWORK!

SEE REVERSE SIDE FOR IMPORTANT AUTHORIZATION INFORMATION

Customer Signature

CAUTION: Owners of Mag, Custom, Alloy, or Dual Wheels must have lug-nuts retorqued after 25 miles or 24 hours!  
 The Company will gladly retorque these lug-nuts once after the first 25 miles at no charge.

Customer Initials

ECH:

SUB TOTAL                    108.47  
 SALES TAX                    6.19  
 GRAND TOTAL                114.66