



Recommendation Memo

To: Eric Earls, Department of Public Works
From: Margie White, Finance Department X 9241
Date: March 13, 2024
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: 01/16/24

Police/tow/auto report: 24-279-OF

Claimant: Patricia Donohue
50 Colonial Avenue Apt B

Claim: City truck was plowing by claimant's residence when rocks and sand hit the rear window of her vehicle parked the driveway causing it to break.

Invoice: Patriot Auto Glass \$289.00


Estimates: Glass America \$344.00
Auto Glass \$322.82

Department Recommends:

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

Denial of this claim (please include comments below):

This department is denying responsibility for this incident. There is no clear evidence that the City truck passing down the roadway had any involvement with the broken window on this vehicle.



Director Signature

3/24/24

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: Patricia Donohue

FEB 21 2024

Address: 50 Colonial Ave # B

City, State, Zip: Warwick RI 02886

Telephone #: 401-287-1055

Date of incident (M/D/Y): 1/16 Time: 11:56 AM PM

Description of Incident/Claim: Town truck drove by plowing, I heard what I thought was pebbles hitting the side of the house. I went out later and while cleaning snow off my car saw bits of black in snow behind my car. My landlord was there also and we then realized the window was hit

Vehicle Year: 2006 Make: Toyota Model: Scion Odometer reading: 181790
(2-14-24)

The Pothole was located on _____ road.

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

The nature of my property damage is: _____
Car rear window that was parked in driveway

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

I request reimbursement in the amount of \$ 289

SIGNATURE OF CLAIMANT: Patricia Donohue DATE 2/13/24

Page 1 of 2 if additional space is needed please attach separate page
The police report states I filed a claim with my insurance. I called them but there was no coverage for glass.

AFFIDAVIT

(Petitioner Name) Patricia Donohue, 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) 1-16-24 as a result of (please provide brief description):

rear window of car broken by something thrown by town plow

Said claim was filed with the Finance Department on 2/1 (date).
2/19/24 sent in

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 \$ 287 and the source of the other payment(s) was My son paid to have it fixed quickly

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.

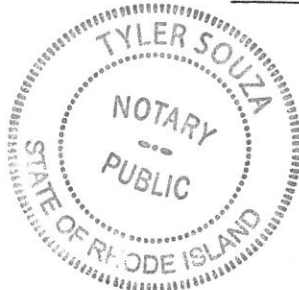
5. I have personal knowledge of the facts aforesaid.

Patricia Donohue
Signature of Claimant or its Representative

Patricia Donohue
Printed Name

State of Rhode Island
County of Kent

Subscribed and sworn to before me on this 14th day of February, 2024



[Signature]
(Notary Public)
My Commission Expires 11/30/24



STATE OF RHODE ISLAND
 DIVISION OF MOTOR VEHICLES

600 NEW LONDON AVENUE
 CRANSTON RI 02920-3024

Web Address: WWW.DMV.RI.GOV



B'W40032736

MAR 13 2024

Date: 04/26/2023

PATRICIA I DONOHUE
 50 COLONIAL AVE APT B
 WARWICK RI 02886-7122

Registration Certificate

REG NUMBER: WQ430	PLATE TYPE: PASSENGER	PLATE DESIGN: WAVE	VEHICLE TYPE: PASSENGER	DRIVERS LICENSE: 40032736	REG EXP DATE: 04/30/2025
YEAR: 2006	MAKE: TOYOTA	MODEL: SCION	BODY TYPE: SPORT UTILITY VEHICLE	MAJOR COLOR: BLACK	MINOR COLOR: BLACK
VEHICLE IDENTIFICATION NUMBER: JT LKT324664107576		RENEWAL FEE: 92.50	GROSS WEIGHT: 3145 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: PATRICIA I DONOHUE 50 COLONIAL AVE APT B WARWICK RI 02886-7122			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 Reparatons 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 04/14/2025 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



Warwick Police Department
Incident Report

Incident #: 24-279-OF
Call #: 24-3137

Date/Time Reported: 01/17/2024 1152
Report Date/Time: 01/17/2024 1225
Occurred Between: 01/16/2024 1156-01/16/2024 1157
Status: No Crime Involved

Reporting Officer: Officer David Babcock
Approving Officer: Sergeant Michael Walker

Signature: _____

Signature: _____

EVENTS (S)

LOCATION TYPE: Residence/Home/Apt./Condo Zone: RD 245 (POST 2)
50 COLONIAL AVE
WARWICK RI

1 Police Information

VICTIM(S) SEX RACE AGE SSN PHONE

1 DONOHUE, PATRICIA I F W 76 ***** 401-287-1055
50 COLONIAL AVE Apt. #B
WARWICK RI

DOB: 05/24/1947
ETHNICITY: Not of Hispanic Origin
RESIDENT STATUS: Resident
VICTIM CONNECTED TO OFFENSE NUMBER(S): 1
CONTACT INFORMATION:
Home Phone (Primary) 401-287-1055

VEHICLE (S) YEAR MAKE STYLE COLOR1 COLOR2 REG VALUE

1 SCION 2006 TOYT UT BLK RI WQ430 \$5,000.00

STATUS: Destroyed/Damaged/Vandalized DATE: 01/17/2024
OWNER: DONOHUE, PATRICIA I
VIN: JTLKT324664107576

OTHER PROPERTIES PROPERTY # STATUS

1 BWC Evidence (Not Nibrs Reportable)
QUANTITY: 1 VALUE:
SERIAL #: NOT AVAIL
DATE: 01/17/2024

Ref: 24-279-OF

On 01/17/2024 at approximately 1152 hours, I, Ofc. Babcock responded to 50 Colonial Ave for the report of damage to a vehicle from a plow truck.

Upon arrival I made contact with the reporting party and vehicle registered owner, identified as Patricia Donohue (05/24/47). Donohue's vehicle was identified as a 2006 Toyota Scion (color black) bearing RI registration WQ430. It should be noted that Donohue's rear vehicle window was shattered and pieces of glass were observed on the ground behind her vehicle. Donohue stated that yesterday, 01/16/24, she heard a plow truck drive by her residence and also heard what she believed to be salt and sand being thrown against her residence from the plow truck. Donohue indicated that she responded outside today and discovered the rear window to her vehicle was shattered. It should be noted that Donohue's vehicle was parked in the driveway along the house with the rear of the vehicle facing the roadway.

Donohue then advised that her landlord has ring video footage showing a City of Warwick plow truck driving by the residence at approximately 1156 hours yesterday. I did observe this video which clearly shows a City of Warwick plow truck driving by. It should also be noted that Donohue has this video saved on her phone should it be needed.

Donohue stated that she contacted City Hall and reported the damage at which point she was advised that she would need to file a police report before she could file a claim with the city. This report was subsequently taken for documentation purposes. It should be noted that Donohue indicated that she also filed a report with her auto insurance company (Progressive).

BWC is available.

Patriot Auto Glass Inc.
 24 Begonia St
 West Warwick, RI 02893
 Phone: (401) 231-4100
 Fax: (401) 231-5672
 Email: patriotglassonline@gmail.com
 Federal Tax ID: 113759025

Date: 1/19/2024
 Invoice ID #40840
 Invoice Date: 1/19/2024

Bill To:
 Patti Donohue
 Inshop
 warwick,RI,12345

Contact Phone: 401-287-1055
 Alternate Phone:
 Email:

Insurance Information:

Policy #
 Claim #
 Loss Information:
 Date: 01/19/2024
 Type:
 Agent:
 Region/Dist:

Other Information:

Check #:
 PO #:
 RO #:
 Stock #:
 Other:

CSR:
 Installer:
 Location: In Shop

Customer Information:

Patti Donohue
 Inshop
 warwick,RI,12345

Contact Phone: 401-287-1055
 Alternate Phone:
 Email:

Vehicle Information:

Vehicle: 2006 Scion XB
 Body Style: 4 Door Utility
 VIN:
 Odometer : 0
 License Number :

AGRSS Information:

Temperature (°F):
 Humidity:
 Safe Drive Away Time (hh:mm): 00:00

Qty	Part Number	Description	List Price	Markup /Disc	Net Price	Labor Amount	Total Amount
1	FB22000YPNN	Gray Tint Privacy (Solar, Heated)	\$329.09	-71.89 %	\$92.52	\$190.00	\$282.52

Total Material	\$92.52
Total Labor	\$190.00
Subtotal	\$282.52
RI Sales Tax @ 7.000%	\$6.48
Total	\$289.00
Amount Paid	\$0.00
Balance Due	\$289.00

Customer Signature: Patricia Donohue Date: 1/22/24

Installation is Warrantied Against Manufacturers Defects or Workmanship on parts purchased from Patriot Auto Glass, excluding Used Parts or Parts provided by the Customer for (1) Year. If Rust is present at the time of installation, no warranty will be provided for the work and brought to customers attention. All Credit/Debit Cards will be subject to a 4% Convenience Fee at the time of payment. I Authorize Patriot Auto Glass to provide the above referenced goods and services and install Glass that is manufactured by an Aftermarket or OEM Manufacturer. I assign Patriot Auto Glass any Claim that I have under my Insurance Company to Recover. I Authorize my Insurance Company to pay any balance due. I have Read and Understand This Disclaimer.

From: Glass America noreply@omegaedi.com
 Subject: Quote #6362780
 Date: Jan 18, 2024 at 1:41:24 PM
 To: Donohue, Sean sdonohue@consigli.com

Caution: External Email.

Please find attached Quote #6362780

2024-01-18
 Quote #6362780



Job Type: N/A Scheduled Date: N/A Scheduled Time: N/A

Bill To:
 COD CONNECTICUT

Remit Payment To:
 Glass America
 32347 Collection Center Drive
 Chicago, IL 60693
 833-227-4527

Customer Information	
Customer Name	Sean
E-mail	sdonohue@consigli.com
Address	North Kingstown, RI 02852
Telephone	774-527-9620

Vehicle Information	
Year	2006
Make	Scion
Model	XB
VIN	
Unit #	
Odometer	0

Bill To	COD CONNECTICUT	Policy Number	
Date of Loss	0000-00-00	PO #	

Qty	UOM	List	Extended	Part Number	Description	Total
1.00	ea	\$329.09	\$150.06	FB22000YPNN	Back Window (Solar, Heated) -	\$150.06
1.00	ea	N/A	\$120.00	SRI00600	Remove And Install	\$120.00
1.00	ea	\$28.00	\$15.00	HAH000004	Adhesive (Urethane,Dam,Primer)	\$15.00
1.00	ea	\$38.40	\$38.40	WKT FB22000	Moulding (Kit, 2pcs)	\$38.40
					Subtotal	\$323.46
					Sales Tax	\$20.54
					Total	\$344.00

Notes

LIMITED WARRANTY: Your glass replacement is warranted against air/water leaks, defective materials and/or workmanship for as long as you own your vehicle, regardless of mileage. If rust is present, we will not be able to warranty our work. Tempered replacements are warranted for 90 Days ONLY. Windshield Repairs: If you are not completely satisfied with the chip repair or the repair fails to stop the break, we will credit the cost of the repair towards a windshield replacement by us. *In no event shall we be liable for incidental or consequential damages. *This guarantee is not transferable. *Adhesive cure time caution: The adhesive used during our glass installation is designed to meet federal safety standards for retention in the event of a collision or rollover after a cure period following installation. *Please see our website regarding the terms of this warranty, or to place a warranty claim, please contact our customer service department. Failure to do so may void the terms of this warranty.*

WE APPRECIATE YOUR FEEDBACK. PLEASE SHARE YOUR EXPERIENCE AT: <http://www.glassusa.com/RateUs>

From: info@autoglassonly.com
Subject: Auto Glass Quote Reminder
Date: Jan 19, 2024 at 8:18:06 AM
To: Donohue, Sean sdonohue@consigli.com

Caution: External Email.

AUTO GLASSonly.com

The following is a summary of your recently requested auto glass quote:

Customer Details	Sean Donohue North Kingstown, RI 02852 United States P: (774) 527-9620 E: sdonohue@consigli.com
Make / Model / Year	Scion / XB / 2006
Body Style	4 Door Utility
Glass Option	Back
Sub Total	\$309.55
Sales Tax	\$13.27 @ 7.00%
Total	<u>\$322.82</u>

Please call [1-800-344-7480](tel:1-800-344-7480) or email info@autoglassonly.com if you are interested in moving forward with an appointment, or simply input your details again at www.autoglassonly.com to book online.

Getting your windshield fixed is affordable and convenient when you choose AutoGlassOnly.com! We provide full service windshield / auto glass replacement and repair for all makes and models.

Use our easy 3 step online process to quote, schedule, and pay for your auto glass service online, or call [1-800-344-7480](tel:1-800-344-7480).

Your auto glass quote includes quality replacement glass, onsite installation, and disposal of your previous windshield, for one low competitive price!

You may opt-out of these notices by clicking [here](#)

[Privacy Policy](#)

Thank you, AutoGlassOnly.com



Frank J. Picozzi
Mayor

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

February 21, 2024

Patricia Donohue
50 Colonial Avenue #B
Warwick, RI 02886

Dear Patricia,

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);

- Registration – A copy of a valid registration in the claimant's name is required.

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

COPY