



## Recommendation Memo

**To:** Mathew Solitro, Department of Public Works  
**From:** Margie White, Finance Department ext. 9641  
**Date:** May 14, 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:** 4/27/19

**Police/tow/auto report:** 19-29133

**Claimant:** Barbara Flagg  
143 Asqah Drive  
N Kingstown, RI 02852

**Claim:** Hit a pothole on Cowesett Road causing damage to tire.


**Invoice:** Pep Boys \$147.05

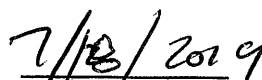
**Estimates:** Tires-easy.com \$86.91  
Walmart.com \$84.99  
Simpletire.com \$72.97

**Department Recommends:**

**Approval** of this claim for **\$147.05**

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

  
\_\_\_\_\_  
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: Barbara Flagg

Address: 143 Asqah Dr  
N Kingstown, RI 02852-3300

City, State, Zip: \_\_\_\_\_

Telephone #: 401-284-8507

Date of incident (M/D/Y) 4/27/19 Time: 2  AM  PM

Description of Incident/Claim: Car hit Pothole & immediately  
flatter tire & was undriveable

Vehicle Year: 2015 Make: Hyundai Model: Elantra Odometer reading: 60,958

The Pothole was located on Cowesett road.

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

The nature of my property damage is: Tire Reimbursement

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

I request reimbursement in the amount of \$ 147<sup>05</sup>

SIGNATURE OF CLAIMANT: Barbara M Flagg DATE 5/10/19

**AFFIDAVIT**

(Petitioner Name) Barbara M Flagg, 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) 4/27/19 as a result of (please provide brief description):

a huge pothole on Cowesette Road which immediately disabled my car on a road which had No Breakdown Lane s

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

*placed my car with 2 elderly (91 & 81) people in a dangerous position*

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.

Barbara M Flagg  
Signature of Claimant or its Representative

Barbara M Flagg  
Printed Name

State of Rhode Island  
County of Kent

Subscribed and sworn to before me on this 13<sup>th</sup> day of May, 2019

**NOTARY PUBLIC**  
Margie A. White  
759429  
My Commission Expires 7/25/20  
**RHODE ISLAND**

Margie A. White  
(Notary Public)  
My Commission Expires 7/25/20



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



BW16740987

BARBARA M FLAGG
143 ASQAH DR
NORTH KINGSTOWN RI 02852

Date: 05/13/2019

Registration Certificate

Table with 6 columns: REG NUMBER, PLATE TYPE, PLATE DESIGN, VEHICLE TYPE, DRIVERS LICENSE, REG EXP DATE, YEAR, MAKE, MODEL, BODY TYPE, MAJOR COLOR, MINOR COLOR, VEHICLE IDENTIFICATION NUMBER, RENEWAL FEE, GROSS WEIGHT, # OF PASSENGERS, # OF CYLINDERS, FUEL TYPE, CARRYING CAPACITY, LENGTH, CCs, MAX SPEED, REGISTERED OWNER, SECOND OWNER.

- TAX TOWN: NORTH KINGSTOWN
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 06/14/2019 will result in this vehicle being suspended.
Not valid without official signature of Administrator.

Handwritten signature of Walter R. Craddock

WALTER R. CRADDOCK
ADMINISTRATOR
DIVISION OF MOTOR VEHICLES

Report Date: 04/27/2019 - Saturday

<u>Call Number</u>	<u>Time</u>	<u>Call Reason</u>	<u>Action</u>	<u>Priority</u>
9-29133	1659	Phone - DISABLED MV	Services Rendered	3
Call Taker:		KAYWAS - Kimberly Aywas		
Call Closed By:		JWARNER - Civilian Jessica E Warner	04/27/2019 1815	
Location/Address:		1150 COWESETT RD @ 25 CARRIAGE DR		
Unit:		P13 Officer Brian J Holleran		
		Disp-17:07:32		Clrd-17:10:53
Unit:		P1 Officer Maxwell A Neiley		
		Disp-17:11:02	Arvd-17:33:29	Clrd-18:12:41
Unit:		P22 Officer James P Wenneman		
		Disp-17:34:46	Arvd-17:47:45	Clrd-18:15:46
Unit:		S7 Sergeant Christopher R Lo		
		Disp-17:59:39	Arvd-17:59:41	Clrd-18:00:51
Vehicle:		RED 2015 HYUN 4D ELANTRA Reg: PC RI XN586 VIN: 5NPDH4AE1FH582293		
Operator:		FLAGG, BARBARA M @ 143 ASQAH DR - NORTH KINGSTOWN, RI 02852		
		Race: W Sex: F		
Owner:		FLAGG, BARBARA M @ 143 ASQAH DR - NORTH KINGSTOWN, RI 02852		
		Race: W Sex: F		
Narrative:		BLUE VW JETTA ON THE SIDE OF THE ROAD 2 FLATS FROM POT HOLE		
		RP IS MOTHER WHO CALLED IN IT		
Narrative:		NICOLE IS OPERATOR OF CAR		
Narrative:		p1 there is another dmv in the area		
Narrative:		RP (FLAGG) was traveling eastbound on Cowesett Rd near the entrance to Lowe's in RI PC XN-586. Large pothole in the eastbound lane popped front passenger side tire.		
Narrative:		p12 few vehicles struck some potholes in the area		
Narrative:		s23 put out 2 cones in the area make sure they are picked up		
<hr/>				
		OPERATOR TRAVELING EAST ON COWESETT RD. IN OR ABOUT THE AREA OF LOWE'S ON COWESETT RD, THE ABOVE LISTED OWNER/OPERATOR RAN OVER A POTHOLE. DAMAGE TO HER CAR CONSISTED OF BOTH RIGHT WHEELS BEING BLOWN OUT.		
		INSURANCE COMPANY IS STOP AND SAVE INSURANCE, POLICY NUMBER FQ00116431.		
Narrative:		2P1/// COURTESY TRANS 2 ADULT FEMALES TO PEPBOYS S/M 0		
		04/27/2019 1807		
Narrative:		2P1/// E/M 0.1		
		04/27/2019 1812		



Pep Boys #196  
 375 QUAKER LANE  
 WEST WARWICK, RI 02893  
 (401) 826-3336  
 www.pepboys.com

04/27/2019 8:01:32 PM EST  
 Trans.: 191647 Store: 0196  
 Reg.: 101 Till: 101  
 Cashier: 452903

Service Work Order COMPLETE



019610119164720190427

205/55R16 ASSURE GY 1 @ 102.99 T  
 TIR407781374 1 @ 102.99

Order #: 2222792

TIRE INSTALLATION PACKAG 35.49 T

9084807

1897 TIRE MOUNTING 1 @ 35.49 N  
 9125984 1 @ 0.00  
 TIRE HNDLNG CH PBY 3.00 T  
 8585558 1 @ 3.00  
 90DAYS WHL BAL 16-1 15.99 N  
 8582685 1 @ 15.99  
 TPMS SERVICE KIT 9.50 T  
 1254453 1 @ 9.50  
 1 1/4 HP VALVE STE 7.00 T  
 9895317 1 @ 7.00

Order #: 2222792

COMP VEHICLE INSP 0.00 N  
 0787538 1 @ 0.00

Order #: 2222792

Sub-Total 138.48  
 Tax 8.57  
 Total 147.05  
 Master Card (D) 147.05  
 Account: XXXXXXXXXXXX3417  
 Auth: 20294B (A)

Total



W WARWICK
375 QUAKER LANE
375 QUAKER LN
WEST WARWICK RI 02893
(401) 826-3336

EPA# RID987486974

Service Manager: ALFRED GREEN

TRACKING ID# \*
Store ID # | Service Work Order #

0196 | 2222792

Insurance :
Policy Number :

If you have any questions
or concerns, please call:
(401) 428-5583

Table with customer and vehicle information: Name (BARBARA FLAGG), Address (143 ASQAH DR), City (NORTH KINGSTOWN), State (RI), Zip (02852-3300), Home Phone (401)284-8507, Contact Phone (401)284-8507, Year (2015), Make (HYUNDAI), Model (ELANTRA), Engine (4-1999 2.0L DOHC), Vin No. (111), License No. (RI N/A), Mileage In / Out (15000 / 60258), Color, Date (2019-04-27), Entered By (COREY N), Time In (18:24:35), Date/Time Promised (2019-04-27 19:30:00), Old Parts Returned (no). Includes Storage Charges note.

I HEREBY AUTHORIZE PEP BOYS TO PERFORM THE REPAIRS ON THIS WORK ORDER AND TO FURNISH THE NECESSARY MATERIALS AND ITS EMPLOYEES TO OPERATE THE VEHICLE FOR PURPOSES OF INSPECTION, TESTING AND DELIVERY. I UNDERSTAND THAT ANY COST QUOTED IS AN ESTIMATE. I UNDERSTAND THAT UNLESS DIRECTLY CAUSED BY PEP BOYS, IT IS NOT RESPONSIBLE FOR ANY LOSS OR DAMAGE TO THE VEHICLE OR ITS CONTENTS. THAT THE VEHICLE MAY BE PARKED IN THE PEP BOYS' PARKING LOT AND THAT VEHICLES ARE LEFT OVERNIGHT AT OWNER'S RISK.

Summary table: Parts \$: 122.49, Labor \$: 15.99, Total \$: 147.05, Date and Time: 2019-04-27 18:24:35

CUSTOMER NOTIFIED OF AND APPROVED INCREASE(S) IN THE ORIGINAL ESTIMATED PRICE
( ) IN PERSON ( ) PHONE

SIGNED \_\_\_\_\_ DATE \_\_\_\_\_

YOU WILL NOT BE CHARGED A TIRE HANDLING CHARGE IF YOU CHOOSE TO DISPOSE OF YOUR OWN TIRES.

NOTICE: - IF YOU ELECT TO DISPOSE OF YOUR OWN TIRES, YOU ARE RESPONSIBLE FOR PROPERLY DISPOSING OF YOUR USED TIRES IN ACCORDANCE WITH EPA GUIDELINES AND ANY APPLICABLE LAWS

CUSTOMER SIGNATURE

Main invoice table with columns: TYPE, PART, DESCRIPTION, CODE, MECHANIC, HRLY RATE, HRS, QTY, SOURCE, EACH, TOTAL. Includes items like TIRE INSTALLATION PACKAGE, TIRE MOUNTING, TIRE HANDLING CHARGE, 90 DAYS WHEEL BALANCE, DIII TPMS Service Kit, 1 1/4 HP VALVE STEM, Goodyear Assurance All-Season 205/55R16 65,000 MILE PRORATED, and COMPLIMENTARY VEHICLE INSPECTION.

Package SubTotal : 35.49

Parts: 122.49 Labor: 15.99 Other: 0.00 Tax: 8.57 Total: 147.05

Tender Date : 04/27/2019
POS Trans # : 191647
Tender Register: 101

Tender Time : 8:01 PM
Store : 0196
Tender Till #: 101

Free Shipping (/free-shipping)

45 Days Return Policy (/buy-with-confidence)

Free Road Hazard (/tire-road-hazard)

Tire Financing (/tire-financing)

Back

Home (/) > All Tires (/tires/) > Goodyear (/tires/goodyear-tires) >

Assurance All-Season (/tires/goodyear-tires/s/assurance-all-season) >

Goodyear Assurance All-Season 205/55R16 91H BSW (/205-55-16/goodyear-tires/assurance-all-season/tirecode/407781374)

Zip Code [Please enter your zip](#)



# Goodyear Assurance All-Season 205/55R16 91H BSW Tires

(/tires/goodyear-tires)

Passenger (/tires/c/passenger)

5/5 (3 reviews)



()

## Details

Size: 205/55R16

Other sizes ()

MFG: 407781374

UTQG: 600AB

Mileage Warranty: 65000 miles

Availability: In Stock

Price Match: [Click Here](#)

## Pricing

**\$ 86.91**

Qty.	<input type="text" value="1"/>	Tires
Subtotal		\$ 86.91
Cost per tire		\$ 86.91
About Us (/about-us)		\$ 86.91
Total cost		\$ 86.91

Shipping & Payment  
Shipping and payment-  
Estimated Delivery

## Payment Options

VISA zip  
/A

PayPal DISCOVER FREE  
Learn more  
with (tire-financing)

affirm  
/ (tire-financing)

PayPal CREDIT

Rims Not Included

Connect With Us

(https://www.tires-easy.com/tires-easy)



Sign Up For Savings

Email Address

I'm not a robot

All Brands (/brands)

All Categories (/categories)

Blog (https://www.tires-easy.com/blog)

Privacy Policy (/privacy-policy)

Road Hazard: (\$6.74)

Terms & Conditions

Start here (\$19.95)

Contact Us (/contact-us)

Register Your Tires

(/register-your-tires)





Search



Auto & Tires / Tires / All Tires

Grocery Pickup & Delivery



# Goodyear assurance all-season P205/55R16 91H bsw all-season tire

343 reviews [Goodyear](#)

Walmart # 556821423

**\$84.99** [Other costs](#)

**Free delivery**

Arrives by Thursday, May 23 [Options](#)



Qty:

4



Pickup not available

Sold & shipped by [Acceleration Tire](#)

[Return policy](#)

[Tell us if something is incorrect](#)

[Add to List](#)

[Add to Registry](#)

**5 other sellers from \$89.89**

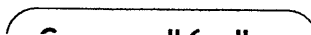
**\$89.89+** Free delivery

Sold & shipped by [Priority Tire](#)

**\$100.99+** Free delivery

Sold & shipped by [Walmart](#)

Feedback



SIMPLE

(1)

CAR & LIGHT TRUCK

FREE SHIPPING

RISK-FREE GUARANTEE

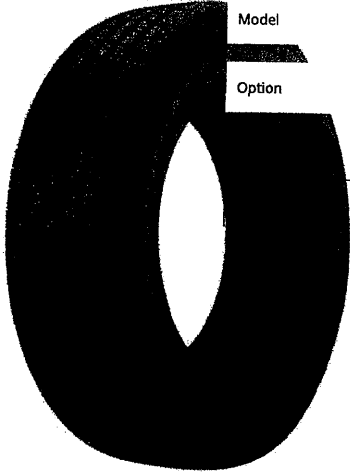
Year

Make

All Brands (/tire-brands) > Goodyear (/goodyear-tires) > Goodyear Assurance All-Season 205/55R-16 407781374

Model

Option



FIND TIRES

IMAGE DISCLAIMER



### Goodyear Assurance All-Season

### 205/55R-16

### (/catalog?search=2055516& subtype=1)

SALE: Text TIRE to 24321 to Get \$50 OFF Orders \$500+ and Join Our Text Alerts

[View Product Details](#)

★★★★☆ (398)

INSTOCK

Today's Price

## \$72.97

\$291.88 Set of 4

Payments as low as \$26/month ⓘ

Add Road Hazard Insurance ⓘ for \$7.30 a tire

QTY

4

ADD TO CART

Find Local Deals on 205/55R-16



4.8 ★★★★★  
Google  
Customer Reviews