



Recommendation Memo

To: Eric Earls, Department of Public Works
From: Margie White, Finance Department ext. 9641
Date: January 28, 2022
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: 1/12/2022

Police/tow/auto report: N/A

Claimant: Ann Iacobucci
166 Crest Field Lane
North Kingstown, RI 02852

Claim: Hit a pothole on Old Forge Road causing damage to tire.

Invoice: Melvin Tire \$676.25 (two tires)

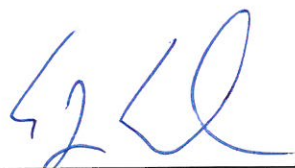
Estimates: Walmart \$264.96
Town Fair Tire \$261.00

Department Recommends:

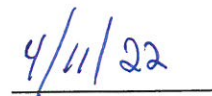
Approval of this claim for \$0

Denial of this claim (please include comments below):

This claim documents were signed by the claimant on 1/14/22 and was notarized on 1/25/22, indicating that this claim form was not properly executed.



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: Ann Iacobucci

Address: 166 crest field lane

City, State, Zip: North Kingstown, Rhode Island 02852

Telephone #: 401-451-5090

JAN 19 2022

Date of incident (M/D/Y) January 12, 2022 Time: 1:30 ☐ AM ☒ PM

Description of Incident/Claim: I was traveling South on Old Forge Rd./Forge Rd when I hit a
pothole, right front tire. Don't have an address, it was in between the Pasta Patch and the bridge. I have
run-flat tires so I was able to get home without assistance, AAA. I called Melvin Tire Pros and
they ordered my tires, had to replace two, and had them installed on January 14. I realize the cap is \$300 but
that would definitely help in offsetting the cost of replacing my tires for \$676.25.
Thank you and look forward to receive the compensation check.

Vehicle Year: 2018 Make: Mercedes-Benz Model: C300 Odometer reading: 29109

The Pothole was located on Old Forge Rd/Forge Rd. road.

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

The nature of my property damage is: car tire had a 3" slice not repairable

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

I request reimbursement in the amount of \$ \$300.00

SIGNATURE OF CLAIMANT: Ann Iacobucci DATE 1/14/22

JAN 28 2022

AFFIDAVIT

(Petitioner Name) Ann Iacobucci, 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) 1/12/22 as a result of (please provide brief description):
big pothole on Forge Rd. in between Pastor Patch and the bridge, blew out tire - run flats - not repaired

Said claim was filed with the Finance Department on 1/14/22 (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.

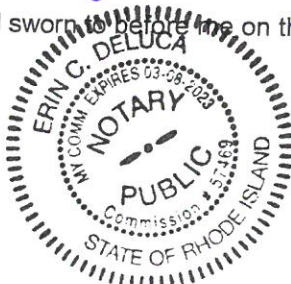
5. I have personal knowledge of the facts aforesaid.

Ann Iacobucci
Signature of Claimant or its Representative

Ann Iacobucci
Printed Name

State of Rhode Island
County of Washington

Subscribed and sworn to before me on this 25 day of January, 20 22.



Erin DeLuca
(Notary Public)
My Commission Expires 3/8/2023



STATE OF RHODE ISLAND
DIVISION OF MOTOR VEHICLES

600 New London Avenue
Cranston RI 02920-3024

Web Address: WWW.DMV.RI.GOV



B W 1 6 1 0 0 9 2 1

ANN M IACOBUCCI
166 CREST FIELD LN
NORTH KINGSTOWN RI 02852-7312

Date: 05/27/2021

Registration Certificate

| | | | | | |
|---|--------------------------|---------------------------|----------------------------|-----------------------------|-----------------------------|
| REG NUMBER: 5333 | PLATE TYPE: PASSENGER | PLATE DESIGN: WAVE | VEHICLE TYPE: PASSENGER | DRIVERS LICENSE: 6100921 | REG EXP DATE: 06/30/2023 |
| YEAR: 2018 | MAKE: MERCEDES BENZ | MODEL: C300 | BODY TYPE: SEDAN | MAJOR COLOR: SILVER | MINOR COLOR: SILVER |
| VEHICLE IDENTIFICATION NUMBER: WDDWF4KBXJR330083 | | RENEWAL FEE: \$112.50 | GROSS WEIGHT: 4773 | # OF PASSENGERS: 5 | # OF CYLINDERS: 4 |
| FUEL TYPE: GAS | | CARRYING CAPACITY: N/A | LENGTH: N/A | CCs: N/A | MAX SPEED: 0 |
| REGISTERED OWNER/LEASING COMPANY: ANN M IACOBUCCI 166 CREST FIELD LN NORTH KINGSTOWN RI 02852-7312 | | | SECOND OWNER:/LESSEE | | |

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 06/14/2023 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

05/27/2021

January 25, 2022

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

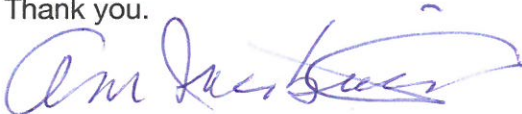
Attn: Claims Administration - Pothole Claim

Hello, I received your packet of forms, along with the return of my original claim which I had submitted January 14, 2022, and am resubmitting my claim to the City of Warwick.

I've attached all the necessary forms for my claim to go forward.

I appreciate your time in processing my claim and I look forward to receiving my check. It Would certainly help in defraying the cost I incurred by hitting the pothole and having to replace two tires.

Thank you.



Ann Iacobucci
166 Crest Field Lane
North Kingstown, RI. 02852

Enc: Forms for Pothole Claim

JAN 28 2022



Frank J. Picozzi
Mayor

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

January 19, 2022

Ann Iacobucci
166 Crest Field Lane
North Kingstown, RI 02852

Dear Ann,

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 paid Invoice.
- Notarized – Affidavit needs to be completed and notarized.

Mail to:
City of Warwick Claims
3275 Post Road
Warwick, RI 02886

Once the above information is received your claim can be processed. If you have any questions, please call 738-2015.


Claims Administration

INFORMATION TO SUBMIT A CLAIM TO THE CITY OF WARWICK

*This form is used for multiple types of claims.
Please complete the information applicable to your claim.
There are no guarantees that any claim submitted to the City of Warwick
will be paid if determined the City is not liable.*

There are a series of steps to follow, which are detailed below. You can also obtain directions by calling (401) 921-9646.

Submit your claim to:
City of Warwick
Attn: Claims
3275 Post Road
Warwick, RI 02886

Pothole claims

The City of Warwick has established a policy for pothole claims in keeping with section 24-8-35 of the Rhode Island General Laws.

RI General Law 24-5-13 pertaining to pothole damage;

(b) If any person shall incur damage to his or her motor vehicle by reason of a pothole on any municipal highway, causeway, street or bridge which damage would not have occurred without the existence of the pothole, he or she may recover from the municipality the amount of damages sustained up to and not more than the sum of three hundred dollars (\$300). Provided, however, that the municipality had reasonable notice of the pothole, or may have had notice thereof by the exercise of proper care and diligence on its part, and a reasonable opportunity to repair the pothole. All claims shall be made within a period of seven (7) days from the date on which the damage was sustained by filing a written report in a manner prescribed by the municipality. In no instance, however, shall any claim for damage so caused to a motor vehicle registered in a foreign state be considered unless that state has a similar statute affording similar protection to persons owning motor vehicles registered in this state.

The registered vehicle owner must submit the claim form and return with the following documentation;

- Invoice/Estimates;
EITHER one itemized paid invoice with proof of payment **and** **two** itemized estimates **OR** **three** itemized estimates
- Copy of valid RI registration for the vehicle. If vehicle is leased, provide a copy of lease with claimant's name.
- Current odometer reading.
- Copy of police report, tow receipt or auto club report verifying the incident.
- Photos of damage, if applicable.
- Be sure to submit detailed information on the location of the pothole such as nearest cross street, house number, landmark, etc.

Other Claims

These claims must be submitted within thirty days of the incident. Follow procedure as noted above for pothole claims. Complete the claim form and submit with three estimates, police report and any other information that is necessary for your claim. Contact (401) 921-9646 if you have questions regarding the necessary documentation.

Damage in a construction zone

Call (401) 921-9646. You will be directed to the responsible contractor for processing.

Your claim will not be processed until all information requested is received. The claim will be reviewed internally and a recommendation forwarded to the City Council Public Safety Committee. Notice of the Public Safety Committee meeting will be sent to you. Claimants are not required to appear at the Public Safety Committee meeting at which their claims are being considered unless specifically requested to appear by the Public Safety Committee.

Please note that the City of Warwick does not handle property damage claims in excess of \$2,500 or incidents involving personal injuries. The City submits these claims to their administrator to process these claims on behalf of the City of Warwick.

JAN 28 2022

January 25, 2022

Hello, I've attached two estimates that I found on line.

The estimate marked #1 is from Walmart which is for the cost of one tire $\$264.96 \times 2 = \529.92 which is minus tax and installation.

The estimate marked #2 is from Town Fair Tire. I'm 82 years old, not too computer savvy, so didn't know how to correct the printing of the page, so I apologize for that, but as you can see, it tells you the tire information plus the cost of the tire, $\$261.00 \times 2 = \522.00 plus installation $\$27.90 \times 2 = \55.80 minus tax.

I have run flats for safety reasons, so that I don't have to stop on the side of the road to wait for assistance. So I never even thought of getting estimates...my main concern was for my safety. Getting me home safely and getting my car up and running quickly was my main concern. I have only one car. I hope you understand my circumstance.

I'm returning all other pertinent information regarding my claim also, and look forward to receiving my reimbursement.

Thank you for your help with this.

Ann Iacobucci
166 Crest Field Lane
North Kingstown, RI. 02852

Att - Walmart estimate - #1
Town Fair Tire estimate - #2



45 HULING RD , North Kingstown, RI 02852
 Phone :401-268-3882 Fax :401-268-3936
 www.tireprosri.com

INVOICE NO. **5226464**

SOLD TO

ANN IACOBUCI
 166 CREST FIELD LANE
 North Kingstown, RI 02852
 401-451-5090

VEHICLE

2018 MERCEDES-BENZ C300
 Mileage: 29109
 Tag: 5333
 VIN: 4DRBUC8P1FB681035
 Vehicle No:

DATE

1/14/2022

TERMS

P.O. NO.

SALESMAN

SB

DESCRIPTION

MECH QTY PRICE AMOUNT

| | | | | |
|---|-----|---|--------|--------|
| P225/45R18 CONTINENTAL PRO CONTACT GX SSR 95H | LEJ | 2 | 288.95 | 577.90 |
| SILVER TIRE INSTALLATION | LEJ | 2 | 55.40 | 55.40 |
| DISMOUNT TIRE ON WHEEL | | 1 | | |
| COMPUTERIZED WHEEL BALANCE | | 1 | | |
| RECYCLE OLD TIRE | | 1 | | |

ORDERED 2 TIRES CHECK TREAD ON OTHER TIRES
 REPLACE RIGHT FRONT CK OTHER FRONT

REPLACED BOTH FRONT, REAR IN GOOD SHAPE

TIRE SERVICE SUPPLY FEE 2.50

SALES TAX 40.45

TOTAL 676.25

MASTERCARD 676.25

AMOUNT DUE 0.00

MELVIN'S TIRE PROS & AUTO
 SERVICE CENTER
 45 HULING ROAD
 NORTH KINGSTOWN, RI 02852
 (401) 268-3882

01/14/2022 10:31:34
 Terminal ID No.: 76349745

Credit Sale

Transaction #: 11
 Card Type: MasterCard
 Account: *****2378
 Entry: Chip
 Amount: USD\$676.25
 Ref. Number: 201415202594
 Global UID: 1240196509202201141031346620
 Auth. Code: 94608P

Batch #: 24
 Response: APPROVAL 94608P

Mode: Issuer
 AID: A0000000041010
 APPN: Mastercard

CUSTOMER COPY

THANK YOU !!!

Received



Departments

Services

Reorder
My Items

Sign In
Account



North Kingstown Supercenter | North Kingstown, 02852

Auto & Tires Tires & Accessories All Tires

Castrol Ride with carfidence [Shop now](#)

Sponsored



Check if this
fits your
vehicle

Add vehicle

Continental

Continental
ProContact GX SSR
225/45R18 95 H
Tire

★★★★☆ (3.9) [251 reviews](#)

\$264.96

\$25/mo with **affirm**

[Learn how](#)

JAN 28 2022

Add to cart

#2

Item



TIRES

CONTINENTAL PROCONTACT GX SSR

Tire Search (/vehicle/tires/)

SIZE: 225/45R18H (/brand/tires/)

Commercial / Fleet

(/commercial-fleet/)

Information Center

(/information/index.shtml)

WHEELS

Wheel Search

(/WheelSearch.aspx)

SPECIALS

Tire Rebates

(/rebate/tires/)

APPOINTMENTS

Tire Purchase

(/appointment/tires/checkout/)

Tire Rotation

(/appointment/tire-

rotation/checkout/)

Wheel Purchase

(/appointment/wheels/checkout/)

Tire Change-over

(/appointment/tire-

change-over/checkout/)

Wheel Alignment

(/appointment/wheel-

alignment/checkout/)

Tire Repair

(/appointment/tire-

repair/checkout/)

ABOUT US

Contact Us (/contact-us/)

Career Opportunities

(/careers/)

Credit Center

(/creditcenter/)

Found it Lower

(/FoundItLower.aspx)

Blog (/blog/index.html)

Price

Qua

\$261.00

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twitter

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(https://

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in

(https://

fair-tire

[STAT

FIND U

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

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 \$64.00.

PLEASE SELECT YOUR STATE TO PROCEED

TOWN FAIR TIRE CREDIT CARD

CONNECTICUT STORES: (/STORE/TIRES/CONNECTICUT/)

Avon (/store/tires/connecticut/avon/), Branford (/store/tires/connecticut/branford/), Bridgeport (/store/tires/connecticut/bridgeport/), Bristol (/store/tires/connecticut/bristol/), Danbury (/store/tires/connecticut/danbury/), Derby (/store/tires/connecticut/derby/), East Hartford (/store/tires/connecticut/east-hartford/), Enfield (/store/tires/connecticut/enfield/), Fairfield (/store/tires/connecticut/fairfield/), Hamden (/store/tires/connecticut/hamden/), Manchester (/store/tires/connecticut/manchester/), Meriden (/store/tires/connecticut/meriden/), Middletown (/store/tires/connecticut/middletown/), Milford (/store/tires/connecticut/milford/), New Britain (/store/tires/connecticut/new-britain/), New London (/store/tires/connecticut/new-london/), Newington (/store/tires/connecticut/newington/), North Haven (/store/tires/connecticut/north-haven/), Old Saybrook (/store/tires/connecticut/old-saybrook/), Orange (/store/tires/connecticut/orange/), Rocky Hill (/store/tires/connecticut/rocky-hill/), Southport (/store/tires/connecticut/southport/), Stamford (/store/tires/connecticut/stamford/), Stratford (/store/tires/connecticut/stratford/), Stratford (Hawley Lane) (/store/tires/connecticut/stratford-hawley-lane/), Torrington (/store/tires/connecticut/torrington/), Vernon (/store/tires/connecticut/vernon/), Wallingford (/store/tires/connecticut/wallingford/), Waterbury (/store/tires/connecticut/waterbury/), West Hartford (/store/tires/connecticut/west-hartford/), West Norwalk (/store/tires/connecticut/west-norwalk/), Westport (/store/tires/connecticut/westport/), Windsor Locks (/store/tires/connecticut/windsor-locks/), Wolcott (/store/tires/connecticut/wolcott/), York (/store/tires/connecticut/york/)

MASSACHUSETTS STORES: (/STORE/TIRES/MASSACHUSETTS/)

Auburn (/store/tires/massachusetts/auburn/), Avon (/store/tires/massachusetts/avon/), Billerica (/store/tires/massachusetts/billerica/), Braintree (/store/tires/massachusetts/braintree/), Brockton (/store/tires/massachusetts/brockton/), Chicopee (/store/tires/massachusetts/chicopee/), Danvers (Andover St) (/store/tires/massachusetts/andover-st/), Danvers (/store/tires/massachusetts/danvers/), Everett (/store/tires/massachusetts/everett/), Fairhaven (/store/tires/massachusetts/fairhaven/), Falmouth (/store/tires/massachusetts/falmouth/), Hanover (/store/tires/massachusetts/hanover/), Hyannis (/store/tires/massachusetts/hyannis/), Leominster (/store/tires/massachusetts/leominster/), Littleton (/store/tires/massachusetts/littleton/), Marlborough (/store/tires/massachusetts/marlborough/), Milford (/store/tires/massachusetts/milford/), Natick (/store/tires/massachusetts/natick/), North Dartmouth (/store/tires/massachusetts/north-dartmouth/), Northampton (/store/tires/massachusetts/northampton/), Plainville (/store/tires/massachusetts/plainville/), Plymouth (/store/tires/massachusetts/plymouth/), Quincy (/store/tires/massachusetts/quincy/), Raynham (/store/tires/massachusetts/raynham/), Salem (/store/tires/massachusetts/salem/), Saugus (/store/tires/massachusetts/saugus/), Seekonk (/store/tires/massachusetts/seekonk/), Shrewsbury (/store/tires/massachusetts/shrewsbury/), South Attleboro (/store/tires/massachusetts/south-attleboro/), Springfield (/store/tires/massachusetts/springfield/), Tewksbury (/store/tires/massachusetts/tewksbury/), W. Roxbury (/store/tires/massachusetts/west-roxbury/), Walpole (/store/tires/massachusetts/walpole/), Watertown (/store/tires/massachusetts/watertown/), West Springfield (/store/tires/massachusetts/west-springfield/), Westfield (/store/tires/massachusetts/westfield/), Woburn (/store/tires/massachusetts/woburn/)

NEW HAMPSHIRE STORES: (/STORE/TIRES/NEW-HAMPSHIRE/)

Concord (/store/tires/new-hampshire/concord/), Keene (/store/tires/new-hampshire/keene/), Littleton (/store/tires/new-hampshire/littleton/), Londonderry (/store/tires/new-hampshire/londonderry/), Manchester (/store/tires/new-hampshire/manchester/), Nashua (Dw) (/store/tires/new-hampshire/nashua/), North Nashua (/store/tires/new-hampshire/north-nashua/), Plaistow (/store/tires/new-hampshire/plaistow/), Portsmouth (/store/tires/new-hampshire/portsmouth/), Rochester (/store/tires/new-hampshire/rochester/), Salem (/store/tires/new-hampshire/salem/), Seabrook (/store/tires/new-hampshire/seabrook/), Somersworth (/store/tires/new-hampshire/somersworth/), West Lebanon (/store/tires/new-hampshire/west-lebanon/)

RHODE ISLAND STORES: (/STORE/TIRES/RHODE-ISLAND/)

Cranston (/store/tires/rhode-island/cranston/), East Providence (/store/tires/rhode-island/east-providence/), Johnston (/store/tires/rhode-island/johnston/), Middletown (/store/tires/rhode-island/middletown/), No. Providence (/store/tires/rhode-island/north-providence/), Pawtucket (/store/tires/rhode-island/pawtucket/), Warwick (/store/tires/rhode-island/warwick/), Woonsocket (/store/tires/rhode-island/woonsocket/)

MAINE STORES: (/STORE/TIRES/MAINE/)

Auburn (/store/tires/maine/auburn/), Augusta (/store/tires/maine/augusta/), Bangor (/store/tires/maine/bangor/), Biddeford (/store/tires/maine/biddeford/), South Portland (/store/tires/maine/south-portland/), Topsham (/store/tires/maine/topsham/)

VERMONT STORES: (/STORE/TIRES/VERMONT/)

Rutland (/store/tires/vermont/rutland/), Williston (/store/tires/vermont/williston/)

NEW YORK STORES: (/STORE/TIRES/NEW-YORK/)

Plattsburgh (/store/tires/new-york/plattsburgh/)

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