



Recommendation Memo

To: Mathew Solitro, Department of Public Works
From: Margie White, Finance Department ext. 9641
Date: December 26, 2019
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: 12/09/19

Police/tow/auto report: N/A

Claimant: Mary McGann
2A Eagle Run
East Greenwich, RI 02818

Claim: Hit a pothole on Major Potter Road causing damage to tire.

Invoice: Tarbox \$840.81

Estimates: Tire Rack \$552.00
Town Fair Tire \$656.00

Department Recommends:

Approval of this claim for \$0

Denial of this claim (please include comments below):

This department has confirmed that the damage to the claimant's vehicle occurred in the area where construction was/is being performed by a private entity that is responsible to maintain the area for safe passage for the duration of the project. This department is not responsible for damages and this claim should be referred to JR Vinagro, 2208 Plainfield Pike, Johnston, RI 02919, info@jrvinagrocorp.com or 401-943-7100.

Director Signature

12/9/2020
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

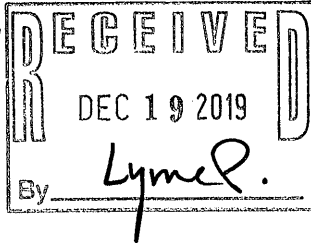
Claimant Name: MARY MCGANN

Address: 2A EAGLE RUN

City, State, Zip: E. GREENWICH, RI 02818

Telephone #: 401-884-6946

Date of incident (M/D/Y) 12/9/2019 Time: 6:35 AM PM



Description of Incident/Claim: see attached

Vehicle Year: 2017 Make: TOYOTA Model: CAMRY Odometer reading: 26,587

The Pothole was located on MASON POTTER road.

I notified the Finance / Public Works department on 12/11/2009 (date).

The nature of my property damage is: see TAR BOX BILL attached

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: Mary McGann DATE 12/18/2019

AFFIDAVIT

(Petitioner Name) MARY Mc GANN, 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) 12/9/2019 as a result of (please provide brief description):

see attached

Said claim was filed with the Finance Department on 12/18/2019 (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 \$ 341.81 from Arriaca Insurance and the source of the other payment(s) was none

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.

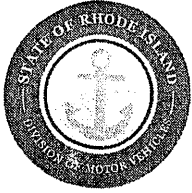
Mary McGann
Signature of Claimant or its Representative

MARY Mc GANN
Printed Name

State of Rhode Island
County of Kent

Subscribed and sworn to before me on this 18th day of December, 20 19

[Signature]
(Notary Public)
My Commission Expires 03/24/21



2021

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



Date: 07/17/2019

MARY E MCGANN
2A EAGLE RUN
EAST GREENWICH RI 02818

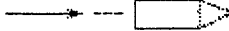
Registration Certificate

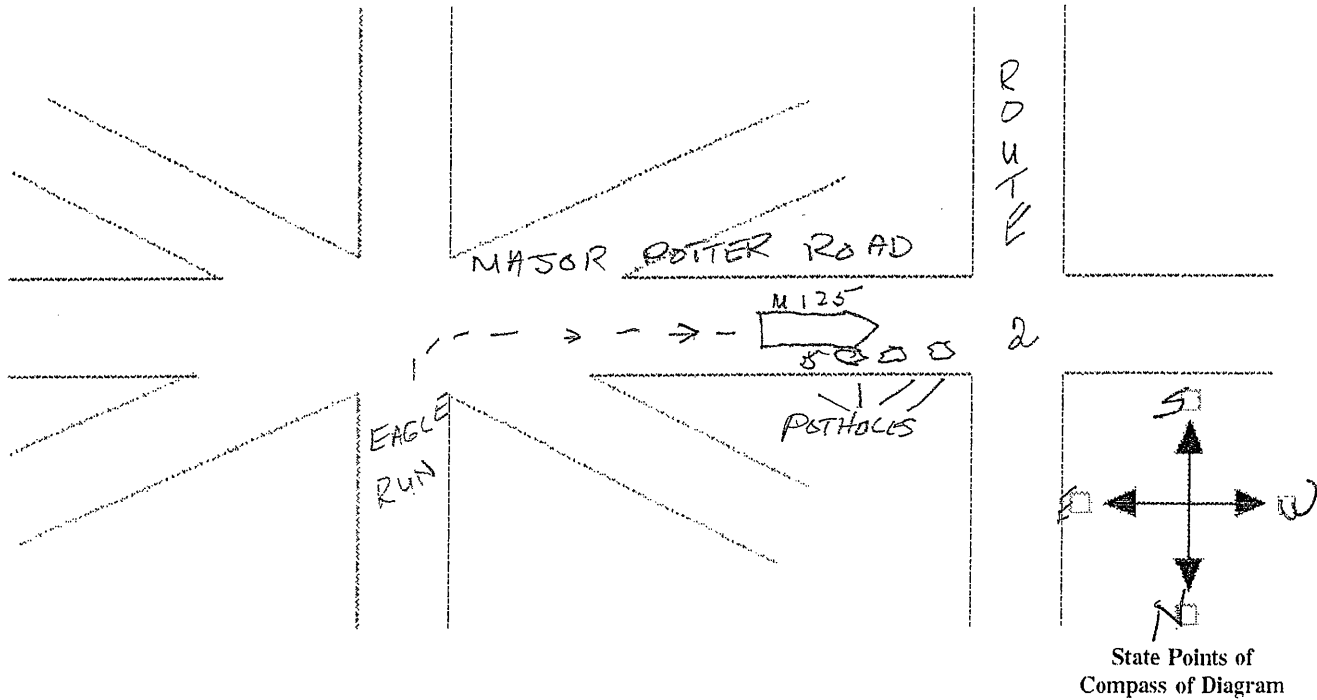
REG NUMBER: M125	PLATE TYPE: PASSENGER	PLATE DESIGN: WAVE	VEHICLE TYPE: PASSENGER	DRIVERS LICENSE: 6701697	REG EXP DATE: 08/31/2021
YEAR: 2017	MAKE: TOYOTA	MODEL: CAM	BODY TYPE: SD	MAJOR COLOR: GRAY	MINOR COLOR: GRAY
VEHICLE IDENTIFICATION NUMBER: 4T1BF1FK6HU649372		RENEWAL FEE: \$111.50	GROSS WEIGHT: 4630	# 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/LEASING COMPANY: MARY E MCGANN 2A EAGLE RUN EAST GREENWICH RI 02818			SECOND OWNER:/LESSEE		

- 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 **12/15/2020** will result in this vehicle being suspended.
- Not valid without official signature of Administrator.

WALTER R. CRADDOCK
Administrator
Division Of Motor Vehicles

07/17/2019

Illustrate by any rough sketch which you think will enable the cause of the accident to be easily understood describing especially the street, position of automobile, injured person and any corners, obstructions or other vehicles connected with the accident. Indicate direction of car thus 



Additional space for description of accident.

THE NIGHT - RAINING HEAVILY. THE POTHOLES WERE FILLED WITH WATER. THE POTHOLES WERE DUE TO POOR ROAD MAINTENANCE AND EXCAVATION. THE POTHOLES WERE IN THE LANE OF TRAVEL ON WHAT IS A VERY NARROW ROAD. WARWICK POLICE DIRECT TRAFFIC DAILY AND WERE AWARE OF THE DANGEROUS POTHOLES. ON THE NIGHT IN QUESTION THERE WERE NO WARNINGS, SIGNS, OR CONES ADVISING OF THE CONDITION. PICTURES TAKEN A DAY LATER OF THE POTHOLES SHOW THE HOLES PARTIALLY FILLED IN. SHOW

Photo (3) included.

On Dec 10th the number just sand & gravel on road & filled potholes as shown in photos.

Mort and Mary

Subject: incident report 12/ 9/2019

12/18/19

Dear Sir /Madam:

On the evening of December 9, 2019 about 6:35 pm it was raining heavily and therefore the visibility on Major Potter Road was not good; it is a rather narrow and dark road at night at the best of times. We (I was driving my neighbor and myself to a business meeting) turned right at Eagle Nest Condominium entrance to approach Rte 2 down Major Potter Road. My 2017 Toyota Camry hit a large pothole In the vicinity of Post Box # 1033 and the entrance to Spencer Woods Condominium property. The sound of the collision was frightening to us both. I knew that the tire was deflating and decided to return home rather than proceed down to Rte 2. Next morning, after inspecting the car in daylight; I realize that the passenger side bumper was detached and I was missing my hubcap from the deflated tire. I decided to walk down Major Potter Road to find my hubcap and review the series of potholes along the road. I also called Amica, AAA, and Tarbox Toyota.

On the night of the 9th there were no orange cones or other devices to warn drivers about the potholes. The potholes were filled with water. Major Potter Road has been under construction activities for the past few months to accommodate a new Condo development at the lower end of the road. The City of Warwick has been replacing and adding water and gas pipes during this period . I am enclosing my Repair bill from Tarbox Toyota with details. I can be reached at 401-884-6946 should you have any questions.

I appreciate your review of my request for funds to help cover the expenses from this incident.

Sincerely,



Mary McGann
2A Eagle Run
E. Greenwich, RI 02818



TOYOTA

3671 QUAKER LANE PO BOX 1890
NORTH KINGSTOWN, RI 02852
401-884-5438 401-294-0400
www.tarbox-toyota.com

CUSTOMER NO. 56804
ADVISOR JUSTIN MORRIS
TAG NO. 9960
INVOICE DATE 12/11/19
MARY E MCGANN
2A EAGLE RUN
EAST GREENWICH, RI 02818
TWOPEGS@COX.NET
RESIDENCE PHONE 401-884-6946
BUSINESS PHONE 401-884-6946
COMMENTS E# 2ARA992921
CELL: 401-474-7560
TOCS634746
M125
26,587
GRAY/BLACK
17/TOYOTA/CAMRY/4DR IE SEDAN
4 T 1 B F 1 F K 6 H U 6 4 9 3 7 2
11/16/16
12/10/19
MO: 26587

Table with columns: QTY, FP-NUMBER, DESCRIPTION, LIST PRICE, UNIT PRICE. Includes Job# 1 CHARGES, LABOR, PARTS, and Job# 1 TOTALS.

ON BEHALF OF SERVICING DEALER, I HEREBY CERTIFY THAT THE INFORMATION CONTAINED HEREON IS ACCURATE UNLESS OTHERWISE SHOWN. SERVICES DESCRIBED WERE PERFORMED AT NO CHARGE TO OWNER.

DISPOSAL OF HAZARDOUS WASTE
The State of Rhode Island requires that all hazardous waste (Oil, Solvents, Anti-Freeze, etc.) must be disposed of by a licensed contractor in an environmentally safe manner.

STATEMENT OF DISCLAIMER
The factory warranty constitutes all of the warranties with respect to the sale of this item/items. The Seller hereby expressly disclaims all warranties either express or implied, including any implied warranty of merchantability or fitness for a particular purpose.

Table with columns: QTY, FP-NUMBER, DESCRIPTION, LIST PRICE, UNIT PRICE. Includes Job# 2 CHARGES, LABOR, and Job# 2 TOTALS.

Table with columns: QTY, FP-NUMBER, DESCRIPTION, LIST PRICE, UNIT PRICE. Includes Job# 3 CHARGES, LABOR, and Job# 3 TOTALS.

Handwritten signature and stamp: ENTERED DEC 11 PAID

DEC 11 2019 01:05pm



TOYOTA

3671 QUAKER LANE PO BOX 1890
NORTH KINGSTOWN, RI 02852
401-884-5438 401-294-0400
www.tarbox-toyota.com

CUSTOMER NO. 56804
ADVISOR JUSTIN MORRIS
TAG NO. 9960
INVOICE DATE 12/11/19
MILEAGE 727
COLOR GRAY/BLACK
YEAR / MAKE / MODEL 17/TOYOTA/CAMRY/4DR LE SEDAN
VEHICLE I.D. NO. 4T1BF1FK6HU649372
F.T.E. NO.
P.O. NO.
R.O. DATE 12/10/19
RESIDENCE PHONE 401-884-6946
BUSINESS PHONE 401-884-6946
COMMENTS E# 2ARA992921

JOB# 4 CHARGES
LABOR
J# 4+61TOZ EXTERIOR TRIM HOURS TECH(S): 9736 0.00
Added Operation (JUSTINM @ 12/10/2019 13:54)
PASSENGER FRONT SIDE OF FRONT BUMPER CAME UNATTACHED.
RESECURED BUMPER, BUMPER HAS BROKEN CLIP ON BUMPER AND WOULD
NEED NEW BUMPER TO REPAIR
RESECURED BUMPER PER CUSTOMER REQUEST. DECLINED REPLACEMENT
AT THIS TIME.
JOB# 4 TOTALS
JOB# 4 JOURNAL PREFIX TOCS JOB# 4 TOTAL 0.00
MISC
JOB # A C1 SHOP SUPPLIES CONTROL NO. TOTAL - MISC 13.50
COMMENTS
++WAITER++
TOTALS

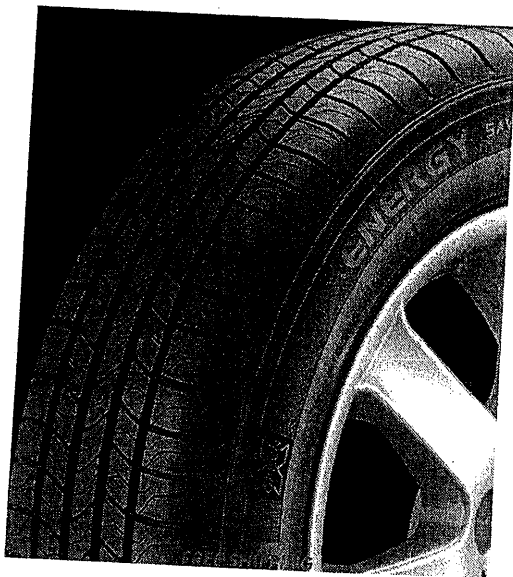
* [] CASH [] CHECK CK NO. []
* [] VISA [] MASTERCARD [] DISCOVER
* [] DEBIT CARD

TOTAL LABOR 149.95
TOTAL PARTS 633.05
TOTAL SUBLET 0.00
TOTAL G.O.G. 0.00
TOTAL MISC CHG. 13.50
TOTAL MISC DISC 0.00
TOTAL TAX 44.31
TOTAL INVOICE \$ 840.81
SERVICE HOURS : MONDAY THRU SATURDAY 7:30 AM - 6:00 PM
EXPRESS SERVICE OPEN SUNDAYS 7:30 AM - 4:00 PM
THANK YOU FOR SERVICING YOUR VEHICLE AT TARBOX TOYOTA.
IF THERE ARE ANY QUESTIONS OR CONCERNS REGARDING
THE SERVICE PERFORMED, PLEASE FEEL FREE TO CONTACT
MARK LACAILLADE, SERVICE MANAGER 401-884-5438.

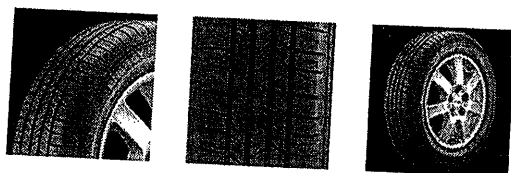
ON BEHALF OF SERVICING DEALER, I HEREBY CERTIFY THAT THE INFORMATION CONTAINED HEREON IS ACCURATE UNLESS OTHERWISE SHOWN. SERVICES DESCRIBED WERE PERFORMED AT NO CHARGE TO OWNER. THERE WAS NO INDICATION FROM THE APPEARANCE OF THE VEHICLE OR OTHERWISE, THAT ANY PART REPAIRED OR REPLACED UNDER THIS CLAIM HAD BEEN CONNECTED IN ANY WAY WITH ANY ACCIDENT, NEGLIGENCE OR MISUSE. RECORDS SUPPORTING THIS CLAIM ARE AVAILABLE FOR (1) YEAR FROM THE DATE OF PAYMENT NOTIFICATION AT THE SERVICING DEALER FOR INSPECTION BY MANUFACTURER'S REPRESENTATIVE.
DISPOSAL OF HAZARDOUS WASTE
The State of Rhode Island requires that all hazardous waste (Oil, Solvents, Anti-Freeze, etc.) must be disposed of by a licensed contractor in an environmentally safe manner. Any charge for disposal of hazardous waste reflects our conformity to state law in addition to our concern for the preservation of the environment.
STATEMENT OF DISCLAIMER
The factory warranty constitutes all of the warranties with respect to the sale of this item/items. The Seller hereby expressly 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 this item/items.

CUSTOMER SIGNATURE
PAGE 2 OF 2
CUSTOMER COPY
[END OF INVOICE] 01:05pm

MSC (401) 438-0642



Most Approximate Image Shown



ENERGY SAVER A/S - SIZE: P205/65R16

Passenger All-Season

(320) | Reviews (305)

Details & Pricing

Size: **P205/65R16**

Eco: **Green X**

Serv. Desc: **94S**

UTQG: **480 A B**

Qty:

\$138

Availabili

How soon ca

Fre.

Set of 4: \$4

Order Pick-

Pick up at our Windsor, C center and get a \$4C

Free Road Hazard (\$53.76 value. Two-ya-

Add to Cart

As low as \$49/mo

Save fo

Need help with installation? We have over 7,500 independent Recommended Installers and one that's probably just around the corner from you.

Description	Sizes	Specs	Warranty
-------------	-------	-------	----------

The Energy Saver A/S is Michelin North America's most fuel-efficient All-Season Passenger car tire developed for the drivers of hybrid fuel-efficient passenger cars that want to exploit their vehicle's fuel economy without abandoning dry, wet and wintertime traction. Representing the forefront of Michelin Green X technology, Energy Saver A/S tires can enhance vehicle operating efficiency and environmental impact by reducing fuel consumption and carbon dioxide emissions while delivering year-round traction, even in light snow. Expanding on the technologies of the Michelin Energy Saver summer tires introduced in Europe during 2007, the Energy Saver A/S All-Season Passenger car tire introduced in North America during 2009 offers exceptionally low rolling resistance at or below the levels of its European summer tire counterpart.

The Energy Saver A/S features Michelin's EnergySaver Construction combined with a unique silica-based tread rubber that helps improve engine fuel efficiency by keeping the tire cooler. This compound is molded into a symmetric design that features siped, independent tread blocks to combine predictable handling, no compromise stopping performance and all-season traction with improved fuel efficiency. Circumferential and lateral grooves direct water through the tread design to help resist hydroplaning and enhance wet traction.

Michelin Comfort Control Technology uses computer-optimized design and precision manufacturing to reduce vibrations and road noise to keep the vehicle quiet. The tire's internal structure includes twin steel belts reinforced by spirally wrapped polyamide on top of a poly cord casing to combine strength, efficiency and comfort.

TIRE RACK TEST RESULTS

MICHELIN ENERGY SAVER A/S

TIRE RACK

Inf car 11:09, Dec 19:

You are now chatting with Harvey.

Harvey at 11:09, Dec 19:

Hi, how can I help you today?

Mon at 11:11, Dec 19:

Cost of Michelin Energy Saver T2056-5R16M-ICH

Harvey at 11:12, Dec 19:

When Round and Bl: Becomes Lean and C

+ Enter text here

TOWN FAIR TIRE



Special Order



ENERGY SAVER

Grand Touring Summer

No Overall Rating

☆☆☆☆☆

[Review This Tire \(/WriteTireReview.aspx?size=](#)

DETAILS & PRICING

Size: 205/55R16H

IBM#: 12590

Speed Rtg: H

UTQG: 400 A A

Load: 91

Sidewall: BSW

Found It Lower?
(/FoundItLower.aspx?
ibm=12590)

Price Per Tire:

\$ 164.00

SEE TOTAL PRICE INSTALLED

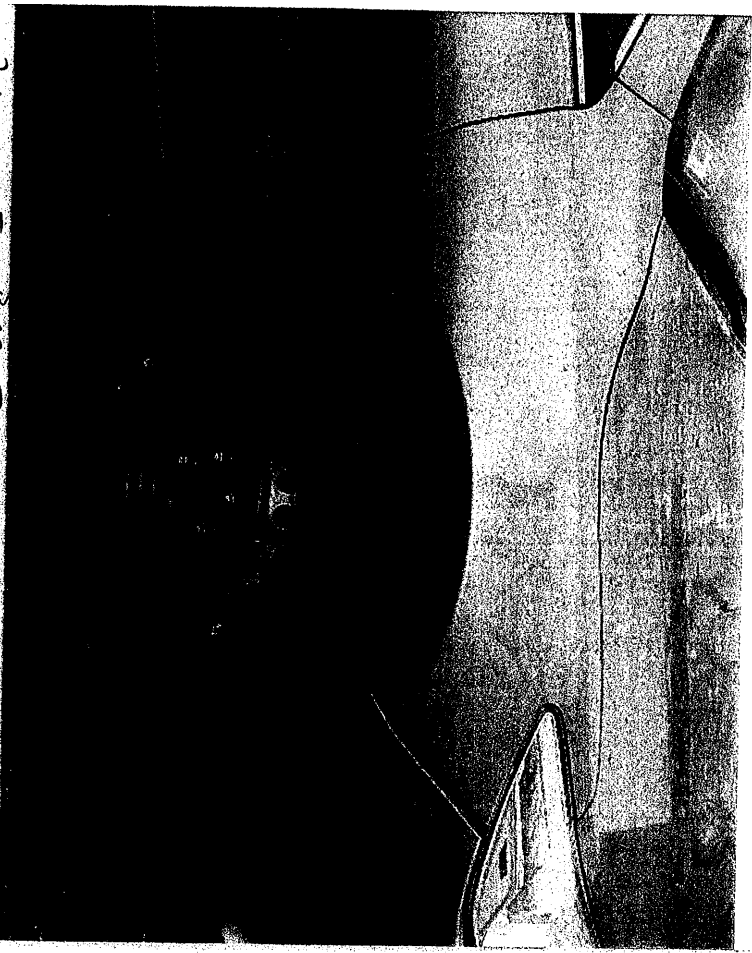
FREE SERVICES

CALL TIRE EXPERT

TIRE DESCRIPTION

OTHER TIRE SIZES

DISCLOSED FRONT PANEL
BEST TYPE RIM AND



MASSIE BATTER ROAD LOS RINOS EAST
CAR W/AS TRAVELING WEST



3

3



← D-111

Vertical text along the right edge of the page, likely a page number or document identifier.