



Recommendation Memo

To: Eric Earls, Department of Public Works
From: Margie White, Finance Department ext. 9641
Date: March 25, 2021
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: 3/16/21

Police/tow/auto report: N/A

Claimant: Joan Nakielny
355 Hardig Road Apt D206

Claim: Hit potholes on Hardig Road causing damage to tire and rim.

Invoice: J&S Auto Repair \$578.64

Estimates: Balise \$452.29
Pep Boys \$437.22

Department Recommends:

Approval of this claim for \$ _____.

Denial of this claim (please include comments below):

As required by RIGL 24-8-35 regarding claims of damage from a pothole that requires any claim be filed with (7) seven days from the date of the incident. Claimant indicated the incident occurred about March 3 or 10 and therefore failed to submit paperwork in the required timeframe.



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.

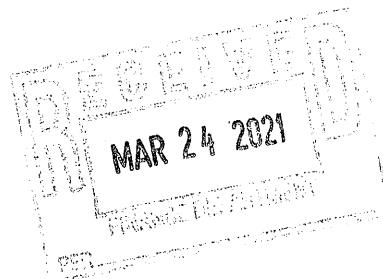
- Motor Vehicle Accident
- Pothole
- Property Damage
- Tax Waiver
- Other

Claimant Name: JOAN F. NAKIELNY

Address: 355 HARDIG Road Apt D 206

City, State, Zip: WARWICK, RI 02886

Telephone #: 401-633-5149



Date of incident (M/D/Y) March 3rd 10 Time: 9:30 AM / PM

Description of Incident/Claim: I tried to avoid a double dug pot hole and hit two others

Vehicle Year: 2006 Make: Chevrolet Model: Cobalt Odometer reading: 82,688

The Pothole was located on HARDIG ROAD road.

I notified the Finance / Public Works department (circle one) on March 19th 2021 (date).

The nature of my property damage is: Rim and Tire

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

I request reimbursement in the amount of \$ 578.64

SIGNATURE OF CLAIMANT: Joan F. Nakielny DATE 3/24/2021

AFFIDAVIT

(Petitioner Name) Joan F. Nakielny, 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) March 10, 2021 as a result of (please provide brief description):

Said claim was filed with the Finance Department on 3-23-21 (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.

Joan F. Nakielny
Signature of Claimant or its Representative

JOAN F. NAKIELNY
Printed Name

State of Rhode Island
County of KENT

Subscribed and sworn to before me on this 24th day of March, 2021.

NOTARY PUBLIC
Margie A. White
759429
My Commission Expires _____
RHODE ISLAND

Margie A. White
(Notary Public)
My Commission Expires 7/25/24



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



BW12422950

JOAN F NAKIELNY
355 HARDIG RD APT D206
WARWICK RI 02886

Date: 09/11/2019

Registration Certificate

Table with 6 columns: REG NUMBER, PLATE TYPE, PLATE DESIGN, VEHICLE TYPE, DRIVERS LICENSE, REG EXP DATE, etc. Row 1: JH285, PASSENGER, WAVE, PASSENGER, 2422950, 09/30/2021. Row 2: 2006, CHEVROLET, BLT, 4D, SILVER, SILVER. Row 3: 1G1ALS8F567673893, 92.50, 3216 LBS, 5, 4. Row 4: GAS, N/A, N/A, N/A, N/A. Row 5: JOAN F NAKIELNY, 355 HARDIG RD APT D206, WARWICK RI 02886, 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 06/14/2020 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



J&S Auto Repair

44 Roseland Avenue
 Warwick, RI 02888
 (401) 732-6070
 Joe@jsautori.com
 http://jsautori.com

Invoice for RO #26659

Service Advisor: Rick Quirico
 Posted Date: 03/19/21 at 09:57 AM EDT
 Client: Joan Nakielny
 Vehicle: 2006 Chevrolet Cobalt LT

Joan Nakielny 355 Hardig rd apt D206 Warwick, RI 02886 Phone: (401) 633-5149 Email: Joanakielny@yahoo.com	2006 Chevrolet Cobalt LT 2.2L 4Cyl GAS L61 Naturally Aspirated VIN: 1G1AL58F567673893 License: JH285 Color: N/A Odometer In: 82658 / Out: 82680	RO #26659 Time-In: 03/18/21 at 08:41 AM EDT Save Parts: No
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Client concerns:

- Check Front End, Shakes after pot hole

1 - Priority Service information		TECH: C Lisa
Note : J&S Auto Repair uses the priority system. This system was designed to give our clients a clear picture of what should be done and when it should be done .		
Labor:	P1-Priority is any safety item , an item needed for RI State inspection or any concern that the client may have P2-Priority 2 is an item that should be done, but can wait 3 to 5 months or next service. P3-Priority 3 is a Maintenance item that should be done as soon as time and budget allows.	\$0.00
✓ Authorized on 03/18/21 at 09:29 AM EDT		0 0

2 - 30 Point Check		TECH: C Lisa
✓ Authorized on 03/18/21 at 09:29 AM EDT		0 0

3 - P1 Alloy		TECH: C Lisa
Part:	Used Alloy 15x6	1 \$114.75
✓ Authorized on 03/18/21 at 09:29 AM EDT		Subtotal \$114.75 + est. Tax \$8.03 \$122.78

4 - P1 Tire(s)		TECH: C Lisa
Labor:	Mount and Balance	\$75.77
Part:	MasterCraft 24106 SRT Touring - 195/60/15	2 \$192.00
✓ Authorized on 03/18/21 at 09:29 AM EDT		Subtotal \$267.77 + est. Tax \$13.44 \$281.21

5 - P1 Balance and Rotate		TECH: C Lisa
Labor:	Rotate and Balance tires to continue performance and correct tire wear	\$60.14
✓ Authorized on 03/18/21 at 09:29 AM EDT		\$60.14

6 - Four Wheel Laser Alignment		TECH: C Lisa
Labor:	Inspect steering and suspension system components. Connect alignment equipment to verify and adjust front wheel alignment settings for caster, camber, and toe in/out settings and center steering wheel. Some vehicles may require installation of alignment shims at additional charges. Adjust to meet manufacturers' specifications. Perform final road test where applicable.	\$120.28
Discount:	Package Price Adjustment on Labor	-\$30.31
✓ Authorized on 03/18/21 at 09:29 AM EDT		\$89.97

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Total Repair Order & Signature:

Total Jobs: \$562.94
 Total Fees: \$24.54
 Discounts: -\$30.31
Subtotal: \$557.17
 Taxes: \$21.47
Grand Total: \$578.64
BALANCE DUE: \$0.00

Authorized by _____

Completed Transactions				
03/19/21	Joan Nakielny	\$527.32	Credit Card Payment	Visa**** 6255
03/18/21	Joan Nakielny	\$51.32	Other Payment	Auth: 019983 Visa
				Other IRS Check

BALISE



1338 Post Rd., Warwick, RI 02888
 Retail Parts: (401) 780-3691 Fax: (401) 781-0122
 Wholesale Parts: (401) 780-3099 Fax: (800) 254-3544
 www.baliseauto.com

FACTORY GENUINE PARTS

CHEVROLET AUTOMOBILE PARTS ARE COVERED BY A ONE YEAR WARRANTY FROM DATE OF PURCHASE, 35% RESTOCKING FEE ON ALL RETURNED ITEMS IN ORIGINAL PACKAGING, NO RETURNS AFTER 30 DAYS. NO RETURNS ON ELECTRICAL ITEMS, SPECIAL ORDER PARTS, OR KEYS. NO CASH REFUNDS.

DATE ENTERED 24 MAR 21	YOUR ORDER NO.	DATE SHIPPED 24 MAR 21	INVOICE DATE	INVOICE NUMBER Q89292
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CUSTOMER# C99

TIME 12:27

CASH RETAIL

CASH RETAIL

PAGE 1 OF 1

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PHONE:

FAX:

SHIP VIA	SLSM.	B/L NO.	TERMS	F.O.B.			
	1372	JAY C	CASH	WARWICK, RI			
ORD	SHIP	B.O.	PART NUMBER	DESCRIPTION	LIST	NET	AMOUNT
1	1	0	9593529	F-WHEEL	299.97	299.97	299.97
1	1	0	274288	STEM	2.78	2.78	2.78
1	1	0	1956016	KUMHO PA31 ECST	119.95	119.95	119.95
				**** INVOICE QUOTE - DO NOT PAY ****			
				Install 2 tires \$30	69.95		89.95
				Install rim 19.95	4		Alignment
				Balance All			
						PARTS	422.70
						SUBLET	
						FREIGHT	0.00
						SALES TAX	29.59
						TOTAL	\$452.29



CUSTOMER COPY



Work Order - Customer Review - Page 1

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

EPA# RID987486974

Service Manager: Rebecca Cardoso

TRACKING ID# *	
Store ID #	Service Work Order #

0196 2249162

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

Insurance :
 Policy Number :

Name:	Year: 2006	Date : 2021-03-24
Address:	Make: CHEVROLET	Entered By: NA
City:	Model: COBALT	Time In: 11:18:29
State:	Engine: 4-1998 2.0L DOHC	Date/Time Promised:
Zip:	Vin No.:	Old Parts Returned: no
Home Phone:	License No:	
Contact Phone:	Mileage In / Out: /	
	Color:	
Storage Charges: Any vehicle that is left unattended for more than 7 business days may be towed at the owner's expense. For more information, please see Store Manager.		

PEP BOYS AUTHORIZES 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, IF STIPULATED AND NECESSARY. 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. I UNDERSTAND THAT THE VEHICLE MAY BE PARKED IN THE PEP BOYS' PARKING LOT AND THAT VEHICLES ARE LEFT OVERNIGHT AT OWNER'S RISK.

X

Initial Estimate	Parts \$:	Labor \$:	Total \$:	Date and Time:
	103.98	297.57	437.22	2021-03-24 11:18:29

TYPE	PART	DESCRIPTION	CODE	MECHANIC	HLRY RATE	HRS	QTY	SOURCE	EACH	TOTAL
OT		Shop Fee	N				1		26.53	26.53

Not Yet Authorized

PK	9084807	TIRE INSTALLATION PACKAGE								
LB		TIRE MOUNTING	N				2		0.00	0.00
PN	6001	TIRE HANDLING CHARGE - PEPBOYS	N				2		3.00	6.00
LB		90 DAYS WHEEL BALANCE UNDER 16	N				2		15.99	31.98
PN	TV413	30413500PEP 1 1/4 RUBBER VALVE STEM	N				2		4.00	8.00
LB		FREE ALIGNMENT CHECK	N				2		0.00	0.00

Package SubTotal : 45.98

PN	9000034446	Starfire Solarus A S 195/80R15 9 TREAD DEPTH	N				2		44.99	89.98
	5055	NEW RIM	N		138.00		1		165.60	165.60
		COMPUTERIZED WHEEL ALIGNMENT	N				1		99.99	99.99

Parts: 103.98 Labor : 297.57 Other : 26.53

Tax : 9.14

Total : 437.22







