



Recommendation Memo

To: Eric Earls, Department of Public Works
From: Treasury Dept
Date: April 26, 2022
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: 3/26/22

Police/tow/auto report: 22-16212

Claimant: Paul DePetrillo
73 Pleasant View Road
Warwick, RI 02888

Claim: Hit a pothole on Atlantic Avenue

| | | |
|-------------------|------------------|----------|
| Estimates: | Herb Chambers | \$986.54 |
| | Hurd Auto Mall | \$986.05 |
| | Balise Chevrolet | \$988.04 |

Department Recommends:

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

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 failed to submit paperwork in the required timeframe.

Eric Earls 
Director Signature

5/24/22
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: Paul DePetrillo

Address: 73 Pleasant View Rd.

City, State, Zip: Warwick, Rhode ISLAND 02888

Telephone #: _____

Date of incident (M/D/Y) 3/26/2022 Time: 11:00 AM PM

Description of Incident/Claim: WHILE ON ZONING INSPECTIONS FOR THE CITY OF WARWICK, I WAS ON MY WAY HOME VIA POST ROAD. I TOOK A LEFT ONTO ATLANTIC AVE. WHERE I ENCOUNTERED A POTHOLE APROXIMETLY 8 INCHES DEEP. THERE WAS SIGNIFICANT DAMAGE TO MY FRONT LEFT TIRE AND WHEEL. THE POTHOLE WAS IMMEDIATELY REPORTED TO WARWICK DPW BY TELEPHONE AS I NOTICED IT WAS FILLED THE NEXT DAY. THE POTHOLE IN QUESTION WAS IN FRONT OF 404 ATLANTIC AVE WARWICK.

Vehicle Year: 2014 Make: CADILLAC Model: CTS Odometer reading: 94529

The Pothole was located on 404 ATLANTIC AVE, WARWICK road

I notified the Finance I Public Works department on 4/21/22 (date).

The nature of my property damage is: ONE TIRE AND ONE WHEEL.

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

I request reimbursement in the amount of \$ 986.54

SIGNATURE OF CLAIMANT: Paul DePetrillo DATE 4-21-22

AFFIDAVIT

(Petitioner Name) PAUL DEPETRILLO, 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) 3/26/22 as a result of (please provide brief description):

Said claim was filed with the Finance Department on 4/21/22 (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.

Paul Depetrillo
Signature of Claimant or its Representative

PAUL DEPETRILLO
Printed Name

State of Rhode Island
County of _____

Subscribed and sworn to before me on this _____ day of _____, 20____

DEBRA A HAMMOND
Notary Public, State of Rhode Island
(Notary Public) My Commission Expires **FEB. 01, 2026**
My Commission Expires **Commission # 768157**

Debra Hammond 4-21-22

PAUL R DEPETRILLO
 73 PLEASANT VIEW RD
 WARWICK RI 02888-3712

Date: 03/31/2021

Registration Certificate

| | | | | | |
|--|---------------------------|---------------------------|----------------------------|-----------------------------|-----------------------------|
| REG NUMBER: 229 | PLATE TYPE: VETERAN | PLATE DESIGN: STANDARD | VEHICLE TYPE: PASSENGER | DRIVERS LICENSE: 6603622 | REG EXP DATE: 04/30/2023 |
| YEAR: 2014 | MAKE: CADILLAC | MODEL: CTS | BODY TYPE: Sedan | MAJOR COLOR: SILVER | MINOR COLOR: SILVER |
| VEHICLE IDENTIFICATION NUMBER: 1G6AZ5S30E0134984 | RENEWAL FEE: \$112.50 | GROSS WEIGHT: 4722 | # OF PASSENGERS: 5 | # OF PASSENGERS: 5 | # OF CYLINDERS: 6 |
| FUEL TYPE: GAS | CARRYING CAPACITY: N/A | LENGTH: N/A | CCs: N/A | MAX SPEED: 0 | |
| REGISTERED OWNER/LEASING COMPANY: PAUL R DEPETRILLO 73 PLEASANT VIEW RD WARWICK RI 02888-3712 | | SECOND OWNER:/LESSEE | | | |

For Date: 03/29/2022 - Tuesday

| <u>Call Number</u> | <u>Time</u> | <u>Call Reason</u> | <u>Action</u> | <u>Priority</u> |
|--------------------|-------------|--|---------------------|-----------------|
| 22-16212 | 1251 | Walk-In - POT HOLE | Services Rendered 3 | |
| Call Taker: | | FGRAY - Civilian Frances A Gray | | |
| Call Closed By: | | KJOHNSO - Civilian Kassandra E Johnson 03/29/2022 1324 | | |
| Location/Address: | | [203 3837] WARWICK POLICE DEPARTMENT - 99 VETERANS MEMORIAL DR | | |
| Calling Party: | | DIPITRILLO, PAUL @ ***UNKNOWN*** - WARWICK, RI | | |
| Unit: | | P1 Officer Ryan E Costa | | |
| | | Disp-12:58:37 | Arvd-12:58:46 | Clrd-13:21:39 |
| Vehicle: | | SIL 2014 CADI VTS Reg: VF RI 229 VIN: 1G6AZ5S30E0134984 | | |
| Operator: | | DEPETRILLO, PAUL R @ 73 WHEELER AVE - CRANSTON, RI 02905 | | |
| | | Race: W Sex: M | | |
| Owner: | | DEPETRILLO, PAUL R @ 73 WHEELER AVE - CRANSTON, RI 02905 | | |
| | | Race: W Sex: M | | |
| Insurance Co: | | usaa0338752626 | | |
| Policy No: | | 4/19/22-23 | | |
| Narrative: | | veh is present | | |
| Narrative: | | pot hole was filled by DPW. Was in front of 404 Atlantic | | |

Number: Q41193 Invoices:
 Cust: P95 Zone:
 Name: PAUL DEPETRILLO Sale Type: CASH Parts: 923.40
 Addr: Price Code: 13 Fees: 2.00
 C/S/Z: Salesperson: Freight: 0.00
 Phone: (401)226-8912 Tax: 61.14
 Emp: 671 Total: 986.54
 Via: Backorder: 0.00
 PO: 2014 CTS SEDAN

| Primary | Order | Price | Additional | Local Locate |
|----------|---------------|-----------------|---------------|------------------|
| PART-NO. | DESC | O.H. BIN | CLASS LIST | Q.S. PRICE6 SALE |
| | Fee Code | Fee Description | Fee | Ext Fee |
| 23122160 | F-WHEEL | 604.42 | 1 | 604.42 |
| 23190407 | P2454018 | RACK-3A 5880 | 268.98 | 1 |
| | +--Part Fee-- | FEE | TIRE DISPOSAL | 2.00 |
| | | | | 2.00 |

<Expanded>

HURD AUTO MALL

"Where you can send your friends...and family!"

Main Office (401) 751-6000 1705 Hartford Ave. Parts Fax (401) 751-6606
 Parts Office (401) 751-8400 Johnston, RI 02919 National Wats (800) 480-4873

E-mail: mail@hurdauto.com
 Web: www.hurdauto.com

RETURN/REFUND POLICY: ALL RETURNS MUST BE ACCOMPANIED BY THIS INVOICE AND ARE SUBJECT TO A 35% RESTOCKING CHARGE. RETURNED ITEMS MUST BE IN THE ORIGINAL UNOPENED BOX OR CONTAINER. PLEASE NOTE THAT THE DEALERSHIP WILL NOT ACCEPT RETURNS OR MAKE REFUNDS AFTER 30 DAYS. NO REFUNDS OR RETURNS ON SPECIAL ORDER PARTS OR ELECTRICAL PARTS.

DISCLAIMER OF WARRANTY: ALL PARTS AND ACCESSORIES ARE SOLD BY THE DEALERSHIP AS-IS. ANY WARRANTIES ON THE PARTS OR PRODUCTS DESCRIBED BELOW ARE THOSE OF THE MANUFACTURER OR DISTRIBUTOR OF THE PARTS OR PRODUCTS. THE DEALERSHIP HEREBY EXPRESSLY DISCLAIMS ALL WARRANTIES, EXPRESS AND IMPLIED, INCLUDING ANY IMPLIED WARRANTIES OF MERCHANTABILITY AND FITNESS FOR A PARTICULAR PURPOSE, WITH RESPECT TO THE SAME. THE DEALERSHIP NEITHER ASSUMES NOR AUTHORIZES ANY OTHER PERSON TO ASSUME FOR IT ANY LIABILITY IN CONNECTION WITH THE SALE OF SAID PARTS OR PRODUCTS. CUSTOMER SHALL NOT BE ENTITLED TO RECOVER FROM THE DEALERSHIP ANY CONSEQUENTIAL DAMAGES, DAMAGES TO PROPERTY, DAMAGES FOR LOSS OF USE, LOSS OF TIME, LOSS OF PROFIT OR INCOME, OR ANY OTHER INCIDENTAL DAMAGES. THIS DISCLAIMER IN NO WAY AFFECTS THE PROVISIONS OF ANY MANUFACTURER OR DISTRIBUTOR WARRANTIES.

| | | | | |
|---------------------------|-----------------------|---------------------------|--------------|----------------------------------|
| DATE ENTERED 26 APR 22 | YOUR ORDER NO. WCB | DATE SHIPPED 26 APR 22 | INVOICE DATE | INVOICE NUMBER Q142515 |
|---------------------------|-----------------------|---------------------------|--------------|----------------------------------|






QUOTE

ACCOUNT NO. 2268912
PAUL DEPETRILLO

PAGE 1 OF 1

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| SHIP VIA | | SLSM. | B/L NO. | TERMS | F.O.B. POINT | | |
|---|------|-------|-------------------------|------------------|--------------|-----------------|---|
| | | 1296 | (401)226-8912 | RETAIL CASH SALE | JOHNSTON, RI | | |
| QTY | SHIP | QTY | DESCRIPTION | LIST | NET | AMOUNT | |
| 1 | 1 | 0 | 23122160 SP-ORD F-WHEEL | 604.43 | 604.43 | 604.43 | After 60 days, prepaid parts will be returned and refunds will not be issued. |
| | | | CORE DEPOSIT | | | 50.00 | |
| 1 | 1 | 0 | 23190407 P2454018 TDF | 268.98 | 268.98 | 268.98 | |
| | | | TIRE DISPOSAL FEE | | | 1.50 | |
| 1G6AZ5S30E0134984 | | | | | | | |
| 14 CTS | | | | | | | |
| **** INVOICE QUOTE - DO NOT PAY **** | | | | | | | |
| All Core Returns Must be in the Original-Undamaged Package Except: Fascia's and Cat Converters. All Core Returns Must be OEM. No Exceptions on Any GM Policy | | | | PARTS | | 924.91 |  CHEVROLET  BUICK  WE ARE PROFESSIONAL GRADE  ACCESSORIES  PERFORMANCE PARTS |
| CUSTOMER'S SIGNATURE | | | | SUBLET | | 0.00 | |
| X | | | | FREIGHT | | 61.14 | |
| | | | | SALES TAX | | | |
| | | | | TOTAL | | \$986.05 | |

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 26 APR 22 | YOUR ORDER NO. | DATE SHIPPED 26 APR 22 | INVOICE DATE | INVOICE NUMBER Q95925 |
|---------------------------|----------------|---------------------------|--------------|--------------------------|

CUSTOMER# C99

TIME 13:16

SOLD CASH RETAIL

SHIPTO CASH RETAIL

PAGE 1 OF 1

PHONE:

FAX:

| | | | | | | | | |
|---|----------------|------------------|---------------|--------------------------------------|--------|--------|--|------------------|
| SHIP VIA | SLSM. 15652 | B/L NO. Antho | TERMS CASH | F.O.B. WARWICK, RI | | | | |
| ORD. | SHIP | B.O. | PART NUMBER | DESCRIPTION | LIST | NET | AMOUNT | |
| 1 | 1 | 0 | 23190407 | P2454018 | 268.98 | 268.98 | 268.98 | |
| 1 | 1 | 0 | 23122160 | F-WHEEL | 604.42 | 604.42 | 604.42 | |
| | | | | CORE DEPOSIT | | 50.00 | 50.00 | |
| | | | | **** INVOICE QUOTE - DO NOT PAY **** | | | | |
| ALL CORES MUST BE GM FACTORY ORIGINAL AND RETURNED IN ORIGINAL PACKAGE NO AFTERMARKET, DAMAGED, OR MODIFIED CORES ACCEPTED ALL REFUNDS ARE CHECK BY MAIL ONLY | | | | | | | PARTS 923.40 SUBLET FREIGHT 0.00 SALES TAX 64.64 TOTAL \$988.04 | |

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CUSTOMER SIGNATURE

OFFICE COPY

BALISE CHEVROLET**X**

\$988.04

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| | | | | |
|---------------------------|----------------|---------------------------|--------------|--------------------------|
| DATE ENTERED 26 APR 22 | YOUR ORDER NO. | DATE SHIPPED 26 APR 22 | INVOICE DATE | INVOICE NUMBER Q95925 |
|---------------------------|----------------|---------------------------|--------------|--------------------------|

CUSTOMER# C99

TIME 13:16

SOLD CASH RETAIL

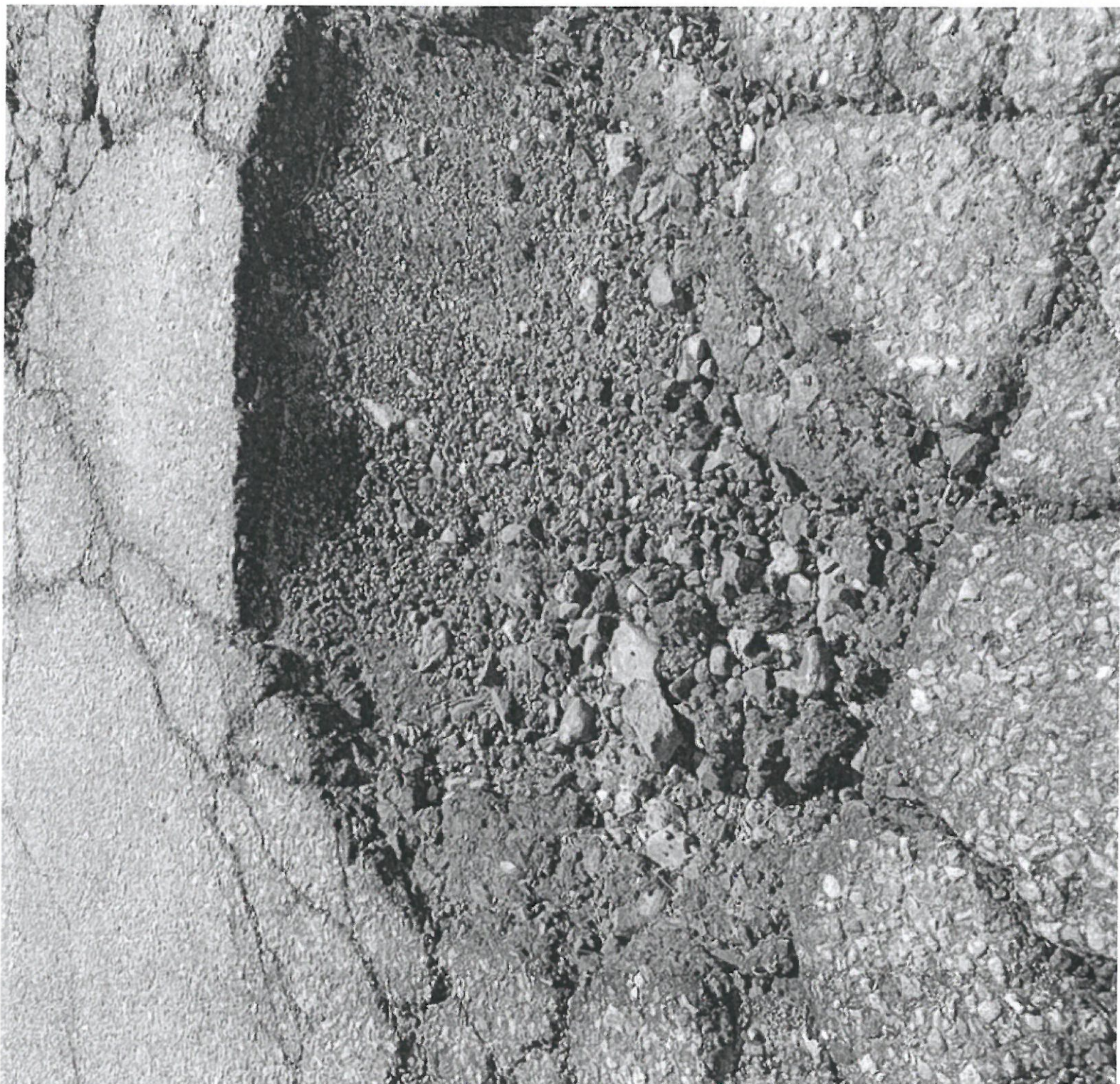
SHIPTO CASH RETAIL

PAGE 1 OF 1

PHONE:

FAX:

| | | | | | | | | |
|---|----------------|------------------|---------------|--------------------------------------|--------|--------|--|------------------|
| SHIP VIA | SLSM. 15652 | B/L NO. Antho | TERMS CASH | F.O.B. WARWICK, RI | | | | |
| ORD. | SHIP | B.O. | PART NUMBER | DESCRIPTION | LIST | NET | AMOUNT | |
| 1 | 1 | 0 | 23190407 | P2454018 | 268.98 | 268.98 | 268.98 | |
| 1 | 1 | 0 | 23122160 | F-WHEEL | 604.42 | 604.42 | 604.42 | |
| | | | | CORE DEPOSIT | | 50.00 | 50.00 | |
| | | | | **** INVOICE QUOTE - DO NOT PAY **** | | | | |
| ALL CORES MUST BE GM FACTORY ORIGINAL AND RETURNED IN ORIGINAL PACKAGE NO AFTERMARKET, DAMAGED, OR MODIFIED CORES ACCEPTED ALL REFUNDS ARE CHECK BY MAIL ONLY | | | | | | | PARTS 923.40 SUBLET FREIGHT 0.00 SALES TAX 64.64 TOTAL \$988.04 | |

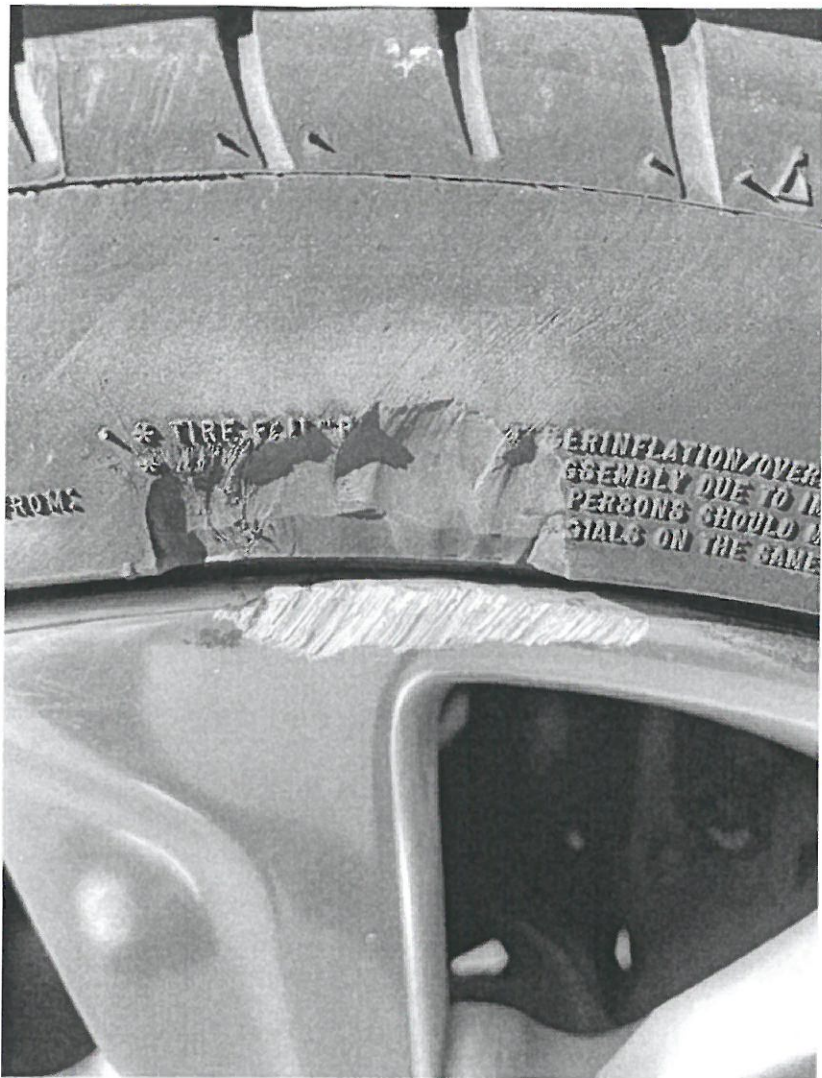




CONTACT CENTER

ACTIVATION

CONTACT



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Chairman, Warwick City Committee, Ward 1*
Chairman, Warwick Zoning Board of Review*
Board of Directors, Pawtuxet River Authority