

DEPARTMENT OF CITY CLERK
CITY HALL
MARCH 11, 1996

The Committee on Claims and Pending Suits meets this day at 5:00 o'clock p.m., Committee Room "A", City Clerk's Department, City Hall.

PRESENT: Chairman Lombardi; Vice-Chairman Mancini and Councilman Allen.

ABSENT: Councilman Glavin and Councilwoman Young.

(Subsequently Councilman Glavin joins the meeting)

Also present is William McGair, Senior Assistant City Solicitor; Elizabeth Grady, Law Department; Ernest Rowe, Water Supply Board; Michael R. Clement, City Clerk and Lesley M. Skeffington, Assistant Clerk.

INDEPENDENT REALTY, (Gregory A. Madoian, Esq.), 246 Hope Street, Providence, RI. 95-308 Compensation for damages sustained on or about August 4, 1995 whereby a water leak at 60 King Street caused said damage to petitioner's home.

Lunghi Construction Co.	- \$106,512.00
Riverside Builders, Inc.	- \$119,000.00

DOUGLAS D. SILVA, 45 Samuel Gorton Avenue, Warwick, RI. 95-192 Compensation for damages sustained on June 5, 1995 whereby petitioner struck a pothole located on Pallas Street.

J&R Auto Repair (labor)	- \$ 60.00
State Battery Auto Parts	- \$ 81.14

ANTOINETTE DROLET, 630 Smithfield Road, No. Providence, RI. 95-149 Compensation for damages sustained on April 22, 1995 whereby petitioner struck a pothole located on Plainfield Street.

Precision Collision Service	- \$360.36
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MARY M. HEALEY, 140 Humboldt Avenue, Providence, RI. 94-181 Compensation for damages sustained on February 27, 1994 whereby petitioner struck a pothole located on Brook Street.

Firestone	- \$135.60
Majestic Motors	- \$123.60

MARGARET PROVOYEUR, 73 Freese Street, Providence, RI. 94-419 Compensation for damages sustained on January 6, 1994 whereby petitioner struck a pothole located at the intersection of Randall Street and Charles Street.

MARIA MARCOCCIO, (Albert A. DiFiore, Esq.), 1345 Westminster Street, Providence, RI. 94-439 Compensation for injuries sustained on September 29, 1994 whereby petitioner fell on Dorrance and Weybosset Streets due to construction being done in the area.

GARY KOLLIGAN, (Eva Marie Mancuso, Esq.), 387 Atwells Avenue, Providence, RI. 95-326 Compensation for injuries sustained on September 30, 1995 whereby petitioner tripped and fell due to a defect in the sidewalk located near the steps of 185 Meeting Street.

Claim	- \$50,000.00
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DENNIS J. CLARKE, (Anne M. D'Errico, Esq.), 2540 Pawtucket Avenue, East Providence, RI. 95-86 Compensation for injuries sustained on January 5, 1995 while petitioner was working for American Fire Protection at the Hurricane Barrier whereby petitioner slipped and fell due to ice in the parking lot.

DENNIS J. CLARKE - Same as above - 95-153.

OCTAVIO F. COELHO, 55 Tennessee Avenue, Providence, RI. 95-380 Compensation for damages sustained on December 16, 1995 while petitioner was traveling on Updike Street whereby City truck #872 while sanding the road caused the sand to hit petitioner's vehicle and damage the paint.

Star Auto Body - \$2,300.00

Desmond Auto Body - \$2,100.00

DONNA HOROWITZ, 200 Woodlawn Avenue, No. Providence, RI. 95-353 Reimbursement for towing fees sustained on November 20, 1995 whereby petitioner's vehicle was wrongfully towed.

UNITED STATES FIDELITY & GUARANTY CO. a/s/o PATRICK KIERCE & SONS LANDSCAPING, PO Box 1138, Baltimore, MD. 95-289 Compensation for damages sustained on April 18, 1995 whereby petitioner was involved in an accident with a Providence Police vehicle on Snow Street.

Claim - \$ 929.05

YA MAM & YA MAM p.p.a. YANNY MAM, (Domenic Tudino, Esq.), 915 Smith Street, Providence, RI. 95-374 Compensation for injuries sustained on November 23, 1995 whereby petitioner was a passenger in a vehicle with petitioner's child, Yanny Mam. Petitioner's child exited the vehicle while on Julian Street whereby petitioner's child was struck by a Providence Police vehicle, driven by Douglas R. Allin.

KEVIN NEMETHY, 150 Acorn Street, Providence, RI. 95-370 Compensation for damages sustained on October 7, 1995 whereby petitioner was involved in an accident with a Providence Police vehicle at the intersection of Dean and Washington Streets.

Regine Pontiac, Inc. - \$1,952.46

James Auto Body - \$1,288.69

SOPHAT YOUN, OL EANG, CHEALONG THEOLUM & CHEN CHHATH, (A.J. Brosco, Esq.), 312 South Main Street, Providence, RI. 94-17 Compensation for injuries sustained on November 28, 1993 while petitioners were traveling along Service Road #8 whereby at or near the intersection with Washington Street, a Police vehicle driven by Stephen Berarducci came into collision with petitioners.

AETNA INS. CO. a/s/o BOSTON HOUSING AUTHORITY, PO Box 1518, Providence, RI. 95-321 Compensation for injuries sustained on October 29, 1994 whereby petitioner was involved in an accident at the intersection of Frost and Nashua Streets.

CHANELLE C. KIND, 27 Sorrento Street, Providence, RI. 96-11
Compensation for damages sustained on January 9, 1996 whereby ice fell
from a street light on Dorrance Street causing said damage.

Dean Auto Body - \$1,859.44
D'Agostino Auto Body - \$1,737.60

SANDRA AVILA, 24 E Transit Street, Providence, RI. 95-343
Compensation for damages sustained on October 21, 1995 whereby a tree
fell onto petitioner's vehicle while parked at 131 Indiana Avenue.

Dynasty Auto Body - \$ 1,110.55
Star Auto Body - \$ 1,399.20

FUNFBEH D. KARMUE p.p.a. KULUBEH KARMUE, 55 Salmon Street,
Providence, RI. 94-517 Compensation for injuries sustained on April 5,
1994 whereby petitioner's child ran into a wall while participating in gym
class at West Broadway Elementary School.

Dr. Jay Schawb - \$ 250.00

WANDA ROSSI, (Gina A. Vigliotti, Esq.), 128 Dorrance Street, Providence,
RI. 96-22 Compensation for damages whereby petitioner seeks overtime pay
in her position as Senior Legal Clerk with the Providence Police Department.

MARIE IANNITTI, 27 America Street, Cranston, RI. 94-533
Compensation for damages sustained on December 5, 1994 whereby
petitioner was involved in an accident with a city truck on Route 10 south.

Arlington Auto Body - \$763.23
Gershkoff Auto Body - \$892.88

On motion of Councilman Allen, seconded by Councilman Mancini, it is
voted deny the foregoing claims upon recommendation of the Law Department and
the Water Supply Board.

MR. CLEMENT: Mr. Chairman, are you going to go into Executive
Session.

CHAIRMAN LOMBARDI: No, we always do that on record pursuant to the
request of the both the Water Supply Board and the Solicitor's Office. Those in
favor signify by saying "aye".

COMMITTEE: Aye.

CHAIRMAN LOMBARDI: Opposed? The ayes have it. Now, we can
continue the following matters.

DEBORAH A. CAMACHO, 104 Fairhaven Road, Mattapoisett, MA. 95-
253 Reimbursement for towing fees sustained on July 7, 1995 whereby
petitioner's vehicle was towed from Tockwotton Street. Allegedly, the "tow
zone" signs were facing the opposite direction on Tockwotten Street and
were not visible to the petitioner.

WILLIAM WILDING aka WILLIAM MELVIN

NATIONWIDE INS. CO. a/s/o JOHN A. LEIDECKER, JR., PO Box 1823, New Haven, CT. 89-45 Compensation for damages sustained on September 8, 1987 whereby as petitioner was traveling west on Pine Street at the intersection of Myrtle Street, petitioner was struck by a Providence Rescue vehicle.

On motion of Councilman Allen, seconded by Councilman Mancini, it is voted to continue the foregoing claims upon the recommendation of the Law Department.

On motion of Councilman Mancini, seconded by Councilman Allen, it is voted to enter into Executive Session pursuant 42-46-5 ss A2.

Roll Call:

Chairman Lombardi:	Aye.
Vice-Chairman Mancini:	Aye.
Councilman Allen:	Aye.
Councilman Glavin:	Absent.
Councilwoman Young:	Absent.

EXECUTIVE SESSION

RECONVENTION

Roll Call:

Chairman Lombardi:	Aye.
Vice-Chairman Mancini:	Aye.
Councilman Glavin:	Aye.
Councilman Allen:	Aye.
Councilwoman Young:	Absent.

On motion of Councilman Allen, seconded by Councilman Mancini, it is voted to close and seal of the minutes of Executive Session.

CHAIRMAN LOMBARDI: Those in favor signify by saying "aye".

COMMITTEE: Aye.

CHAIRMAN LOMBARDI: Opposed? The "ayes" have it.

Certificates from the City Assessor (Nos. 16Z through 19Z) recommending the same be Severally Cancelled pursuant to the provisions of Sections 14 and 15 of Title 44, Chapter 7 of the General Laws of the State of Rhode Island, 1956, As Amended.

On motion of Councilman Allen, seconded by Councilman Mancini, it is voted to transmit the subject certificates to the City Council with recommendation the same be severally approved for cancellation.

CHAIRMAN LOMBARDI: Those in favor signify by saying "aye".

COMMITTEE: Aye.

CHAIRMAN LOMBARDI: Opposed? The "ayes" have it.

ADJOURNMENT: On motion of Councilman Allen, seconded by Councilman Glavin, it is voted to adjourn at 6:20 p.m.


CLERK


Assistant Clerk