

COMMITTEE ON CLAIMS AND PENDING SUITS

AGENDA

AUGUST 27, 2003

The Conference Room

5:30 o'clock P.M.

WATER SUPPLY BOARD

- 1.) JOHN AZARIAN, 105 Smithfield Road, North Providence, RI 02904, 03-397. Compensation for damages sustained on March 7, 2003, whereby petitioner struck a pothole/crater on Douglas Avenue.

Colony Ford Truck Center, Inc. \$1,372.73

- 2.) RICHARD W. BAKER, 3618 Harold Drive, Richfield, OH 44286, 03-403. Compensation for damages sustained on July 14, 2003, whereby while driving through the gate at the water plant, the gate allegedly closed on petitioner's vehicle, hitting the right fender and bending the bumper.

Hissong Kenworth-GMC, Inc. \$1,842.05
Nick's Automotive, Inc. \$1,835.89

- 3.) GAETANO & MARIE FARAONE (Robert I. Abrams, Esquire), 999 Chalkstone Avenue, Providence, RI 02908, 00-353. Compensation for injuries sustained on November 8, 2000, whereby petitioner Marie Faraone slipped and fell on a pipe, which was protruding from the road. Petitioner Gaetano Faraone claims loss of consortium.

- 4.) JOHN GREWER, 81R Benefit Street, Providence, RI 02904, 02-298. Compensation for damages sustained on September 17, 2002, whereby a water leak occurred in petitioner's driveway, allegedly from a Water Supply Board pipe. (Continued December 18, 2002; Continued March 19, 2003; Continued April 23, 2003; Continued May 28, 2003; June 25, 2003; Continued July 23, 2003)

Claim \$9,780.00

- 5.) AMERICO & MARIA MANCUSO (Teresa Quinn, Esquire), 260 West Exchange Street, Suite 310, Providence, RI 02903, 03-145. Compensation for damages sustained on February 12, 2003, whereby petitioner's basement was flooded, allegedly during the installation of a water meter. (Continued May 28, 2003; Denied June 25, 2003)

Claim \$866.00

- 6.) ROGER ROCHELEAU, P.O. Box 1444, Pawtucket, RI 02862-1444, 03-392. Compensation for damages sustained on July 12, 2003, whereby petitioner's vehicle was damaged by water from an open fire hydrant while driving down Cranston Street.

Maaco	\$1,152.60
Andy's Bay State Auto Body, Inc.	\$1,203.55

ANIMAL CONTROL

- 7.) GREGORY C. ELLIOTT, 33 Edgehill Road, Providence, RI 02908, 03-301. Compensation for damages sustained on February 20, 2003, whereby petitioner's parked vehicle was struck by a City vehicle.

James Auto Body	\$1,136.46
Custom Auto Body, Inc.	\$1,875.94

COLLECTOR'S OFFICE

- 8.) RAFEL ROSA, P.O. Box 25203, Providence, RI 02905, 02-265. Reimbursement for monies paid by petitioner to redeem his property, who alleges the payments were not applied correctly. (Continued March 19, 2003; Continued April 23, 2003; Continued May 28, 2003; Continued June 25, 2003; Continued July 23, 2003)

Claim	\$3,107.99
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DEPARTMENT OF PUBLIC WORKS

- 9.) ROBERT A. ALLEN, 157 Highland Avenue, Providence, RI 02906, 03-268. Compensation for damages sustained on April 14, 2003, whereby petitioner hit a pothole at the intersection of Hope and Montague Streets.

D'Ambra's Texaco	\$155.25
BTS Tire Service Center	\$142.78

- 10.) AMICA a/s/o ALAN & DEBORAH TATE, P.O. Box 6008, Providence, RI 02940-6008, 03-293. Compensation for damages sustained on April 16, 2003, whereby petitioner hit two potholes in front of the Mount Hope Day Care on Hope Street.

Claim	\$1,646.14
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- 11.) MARYBETH BARTHOLET, 73 Cassandra Lane, North Kingstown, RI 02852, 03-318. Compensation for damages sustained on May 25, 2003, whereby petitioner struck a pothole.

Wigwam	\$221.76
Sears	<u>\$133.48</u>
	\$355.24

- 12.) VICTORIA E. BENNETT, 455 Sharon Street, Providence, RI 02908, 99-218. Compensation for damages sustained, whereby soil erosion occurred as the result of the installation of a sidewalk in front of petitioner's home, thus requiring petitioner to install a retaining wall, which was supposed to have been done by the contractor. (Continued September 25, 2002; Continued November 20, 2002; Continued December 18, 2002; Continued February 12, 2003; Continued March 19, 2003; Continued April 23, 2003; Continued May 28, 2003; Continued June 25, 2003; Continued July 23, 2003)

Bernard Tesoniero	\$2,300.00
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- 13.) DONALD F. DAVIS, JR., 34 Ophelia Street, Providence, RI 02909, 03-66. Compensation for damages sustained on January 15, 2003, whereby petitioner hit a very deep pothole on Huntington Avenue.

- 14.) TRACEY L. ELFAKHRY, 5 Barker Street, #1, Providence, RI 02903, 03-124. Compensation for damages sustained on February 22, 2003, whereby petitioner struck a pothole on Admiral Street.

Broadway Gas	\$629.88
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- 15.) JAN FELDMAN, 9 Bluff Road, Barrington, RI 02806, 03-244. Compensation for damages sustained on April 6, 2003, whereby petitioner hit a pothole on Gano Street.

Euro Collision Repair Center	\$1,076.35
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- 16.) DAVID GUAY, 455 Prospect Street, Seekonk, MA 02771, 03-290. Compensation for damages sustained on March 18, 2003, whereby petitioner struck a pothole on Eddy Street.

Filosa's Tire & Service, Inc.	\$375.00
Inskip Porsche	\$440.00

- 17.) JAMES J. LOMBARDI III, 15 Brentwood Avenue, Providence, RI 02908, 03-41. Compensation for damages sustained on January 6, 2003, whereby petitioner struck a pothole on Broadway. (Continued February 12, 2003; Referred to New England Telephone March 19, 2003)

Town Fair Tire	\$355.13
Tire Pros	\$442.45

- 18.) PAMELA MATTHEWS, 27 Laura Street, Providence, RI 02907, 03-64. Compensation for damages sustained on January 14, 2003, whereby petitioner hit a pothole at the intersection of Globe and Eddy Streets. (Continued March 19, 2003; Continued April 23, 2003; Continued May 28, 2003; Continued June 25, 2003; Continued July 23, 2003)

Paul Bailey's Auto Body	\$5,732.23
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- 19.) NEWCOMER & ASSOCIATES, INC. a/s/o FIRST STUDENT, P.O. Box 14284, Parkville, MO 64152, 03-286. Compensation for damages sustained on March 7, 2003, whereby petitioner was involved in an accident with a City sand truck.

- 20.) PORTUGUESE SPORTING CLUB, 92 Gano Street, Providence, RI 02906, 03-331. Compensation for damages sustained on January 6, 2003, whereby a Public Works vehicle struck petitioner's fence and gate.

Victor Fence Co.	\$689.25
J.C. Fence Company	\$912.00

- 21.) MELISSA RODENBAUGH, 12 Dawson Street, Pawtucket, RI 02861, 03-256. Compensation for damages sustained on April 9, 2003, whereby petitioner hit a pothole on Reservoir Street.

Rizzo Ford	\$118.58
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- 22.) JOYCE SAXON, 11 Juniper Road, Seekonk. MA 02771, 03-356. Compensation for damages sustained on June 30, 2003, whereby petitioner struck a hole on Modena Avenue, causing her to strike the curb and rip the sidewall of her tire.

Town Fair Tire	\$117.45
Firestone	\$151.27

- 23.) GEORGE L. THOMAS, 60 Prairie Avenue, B19, Apt. 61, Providence, RI 02905, 03-142. Compensation for damages sustained on February 27, 2003, whereby petitioner hit a pothole on Gano Street.

- 24.) ROBERT P. WHIRLOW, 38 Quincy Street, Providence, RI 02908, 02-343. Compensation for damages sustained on October 22, 2002, whereby petitioner's rear windshield was damaged allegedly by a rock from a weed whacker being used by a crew from the Department of Public Works.

FIRE DEPARTMENT

- 25.) NICHOLAS E. GILBERT, 112 Cascadilla Avenue, Ithaca, NY 14850, 03-303. Compensation for damages sustained on April 25, 2003, whereby petitioner's parked vehicle was struck by a Fire Department vehicle.

POLICE DEPARTMENT

- 26.) HANOVER INSURANCE a/s/o CAROLE RICO, 100 North Parkway, Worcester, MA 01615, 02-247. Compensation for damages sustained on May 22, 2002, whereby a Police vehicle drove off the roadway onto petitioner's property. (Continued November 20, 2002; Continued December 18, 2002; Continued February 12, 2003; Continued March 19, 2003; Continued April 23, 2003; Continued May 28, 2003; Continued June 15, 2003; Continued July 23, 2003)
- 27.) STANLEY JOHNSON, 60 Mauran Street, Cranston, RI 02906, 03-381. Compensation for damages sustained on July 24, 2003, whereby petitioner was involved in an accident with a Police vehicle.
- 28.) THERESA M. ROBINSON, 275-K Chad Brown Street, Providence, RI 02908, 03-289. Compensation for damages sustained on March 14, 2003, whereby petitioner's parked vehicle was struck by a Police vehicle.

General Auto Body	\$6,103.95
Ralph & Sons	\$2,527.05

SCHOOL DEPARTMENT

- 29.) ELIZABETH AMADIO, 26 Metcalf Street, Warwick, RI 02888, 03-287. Compensation for damages sustained on April 23, 2003 whereby petitioner's vehicle was vandalized while parked in the Gilbert Stuart Middle School teacher's parking lot.

Inskip Auto Body	\$562.71
Cranston Auto Body, Inc.	\$488.61

- 30.) BRUCE MARTIN p.p.a. BILLY RAY MARTIN (Clare T. Jabour, Esquire), 151 Broadway, Providence, RI 02903, 02-313. Compensation for injuries sustained on September 26, 2002, whereby petitioner was allegedly attacked and assaulted by a classmate at the Carl G. Lauro Memorial School. (Continued April 23, 2003; Continued May 28, 2003; Continued June 25, 2003; Continued July 23, 2003)

TRAFFIC ENGINEERING

- 31.) TAMEKA BETHEA, 156 Broadway, Apt. 6, Providence, RI 02903, 03-264. Compensation for damages sustained on April 7, 2003, whereby petitioner's vehicle was struck by an unstable traffic light that swung from its post and disconnected striking the windshield and hood of the vehicle.

East Coast Collision, Inc.	\$1,540.20
Rizzo Ford Collision Center	\$1,637.76

- 32.) KIMBERLY A. GOULD, 95 South Angell Street, Providence, RI 02906, 02-271. Compensation for damages sustained on September 14, 2002, whereby petition struck a speed hump on Gallatin Street.

- 33.) MICHELLE ST. LAURENT, 98 Hobson Avenue, Tiverton, RI 02878, 03-361. Compensation for damages sustained on May 28, 2003, whereby petitioner's parked vehicle was struck by a Traffic Engineering vehicle.

Standard Collision Center	\$1,503.74
Andrew's Auto Body	\$1,486.96

SUITS

- 34.) AMICA MUTUAL INSURANCE COMPANY a/s/o JOANNE J. RONGO vs. the CITY OF PROVIDENCE, 99-228. Compensation for damages sustained on October 5, 1998, whereby the footings on petitioner's fence were damaged during the installation of the new sidewalks and had to be replaced. (Continued from April 19, 2000; Continued from June 14, 2000; Denied August 2, 2000)

Claim	\$2,123.76
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- 35.) PAUL DELMATIO (Charles Greenwood, Esquire) vs. the CITY of PROVIDENCE, 00-287. Compensation for injuries and damages sustained on May 19, 2000, whereby petitioner was involved in an accident on Route 10 with a Parks Department vehicle driven by Andre Lapaz. (Denied November 29, 2000; Continued May 28, 2003; Continued June 25, 2003; Continued July 23, 2003)

36.) JOAN L. DUTT (Justin T. Shay, Esquire) vs. the CITY of PROVIDENCE, 97-361. Compensation for injuries sustained on September 18, 1997, whereby petitioner fell allegedly due to a defective sidewalk located on the west side of North Main Street at the intersection of Blair Lane. (Continued May 28, 2003; Continued June 25, 2003; Continued July 23, 2003)

37.) CHERYL A. LEE (David C. Moretti, Esquire) vs. the CITY OF PROVIDENCE, 00-218. Compensation for injuries sustained on May 3, 2000, whereby petitioner was involved in an accident with a City vehicle on Pine and Lockwood Streets. (Continued from August 2, 2000; Denied November 8, 2000)

Claim \$250,000.00

38.) PROGRESSIVE INSURANCE a/s/o ROBERT CURRY vs. the CITY OF PROVIDENCE, 01-147. Compensation for damages sustained on June 30, 2000, whereby petitioner was involved in an accident with a School Department vehicle driven by Leo Drury.

Claim \$3,584.28

39.) LUIS ROCA (Christopher E. Fay, Esquire) vs. the CITY of PROVIDENCE, 00-175. Compensation for injuries and damages sustained on May 19, 2000, whereby petitioner was involved in an accident with a Parks Department vehicle. (Denied April 25, 2001; Continued December 18, 2002; Continued February 12, 2003; Continued March 19, 2003; Continued April 23, 2003; Continued May 28, 2003; Continued June 25, 2003; Continued July 23, 2003)

40.) LUIS ROCA (Joseph P. Marasco, Esquire) vs. the CITY of PROVIDENCE, 00-277. Compensation for damages sustained on May 19, 2000, whereby petitioner was involved in an accident on Route 10 with a Parks Department vehicle driven by Andres Lapaz. (Continued December 18, 2002; Continued February 12, 2003; Continued March 19, 2003; Continued April 23, 2003; Continued May 28, 2003; Continued June 25, 2003; Continued July 23, 2003)

TAXES

Amendment from John J. Gelati, Acting City Assessor to Certificate No. 1G
– Approved February 20, 2003.

Certificates from the City Collector, No. 49, Recommending the Cancellation of taxes for the years 1938 to 1958, pursuant to Section 44-7-14 of the General Laws of Rhode Island, 1956, as amended, as the same are determined to be uncollectable, in the amount of Eighty Five Thousand Two Hundred Sixty Dollars and Sixty Five (\$85,260.65) Cents.

PER ORDER OF THE
COMMITTEE ON CLAIMS
AND PENDING SUITS
Councilman Peter S. Mancini
Chairman