

COMMITTEE ON CLAIMS AND PENDING SUITS

AGENDA

SEPTEMBER 22, 2004

The Conference Room 5:00 o'clock P.M.

WATER SUPPLY BOARD

1.) RAYMOND J. PELTIER, 53 Country Court, North Kingstown, RI 02852, 04-318. Compensation for damages sustained on May 3, 2004, whereby petitioner hit a large hole on Budlong Road.

Midas \$313.68

Tarbox Toyota \$365.90

2.) NEW ENGLAND GAS COMPANY, 100 Weybosset Street, Providence, RI 02903, 04-390. Compensation for damages sustained on June 4, 2004, whereby allegedly a backhoe ripped and punctured a section of a gas main.

Claim \$1,836.22

DEPARTMENT OF PUBLIC WORKS

3.) MAUREEN ALDRICH, 8 Aldrich Road, North Scituate, RI 02857, 04-379. Compensation for damages sustained on June 15, 2004, whereby petitioner struck some large wooden blocks that were scattered across West Exchange Street, causing damage to her tire.

BTS Tire \$172.82

4.) RALPH AMITRANO, JR., 99 Northup Avenue, Providence, RI 02904, 04-371. Compensation for damages sustained on August 15, 2004, whereby petitioner drove over a manhole and his left front tire went into the hole.

Tasca Lincoln Mercury \$406.95

Luigi Auto Repair \$515.74

5.) EVERETT S. AUBIN, 29 Margaret Street, Cranston, RI 02907, 04-252. Compensation for damages sustained on March 31, 2004, whereby petitioner discovered raw sewage in his cellar, allegedly as the result of a clogged pipe on Margaret Street. (Denied June 23, 2004)

Servpro \$275.00

6.) VARUSAN and SONIA DIARIAN, 32 Nelson Street, Providence, RI 02908, 03-545. Compensation for damages sustained, whereby petitioner's sewage System was damaged by tree roots.

Drain Man, Inc. \$4,000.00

7.) SILBIA DIAZ, 52 Stamford Avenue, Providence, RI 02903, 04-336. Compensation for damages sustained on July 5, 2004, whereby petitioner drove over a pothole on Parkview Street.

Garcia Auto Body \$1,084.00

8.) ORION T. DOOLEY, 130 Warwick Avenue, Cranston, RI 02905, 03-197. Compensation for damages sustained on March 17, 2003, whereby petitioner hit a pothole on Washington Street.

9.) KEVIN FOX, 49 Lennon Street, Providence, RI 02908, 04-315. Compensation for damages sustained in late spring/early summer of 2003, whereby during sidewalk replacement petitioner's walkway was broken by a backhoe. (Denied August 11, 2004)

Claim \$676.50

10.) RICHARD KEEN, 114 South Angell Street, #4, Providence, RI 02906, 03-183. Compensation for damages sustained on March 11, 2003, whereby petitioner hit a pothole.

11.) GERALD and CHERYL KLIMALA, 110 Texas Avenue, Providence, RI 02904, 04-296. Compensation for damages sustained on May 1, 2004, whereby petitioner's basement flooded with raw sewage.

12.) CATHLEEN LA FOUNTAINE (John B. Ennis, Esquire), 1200 Reservoir Avenue, Cranston, RI 02920, 04-377. Compensation for damages sustained on July 22, 2004, whereby petitioner hit a pothole on the eastbound side of Orms Street in front of the Marriott Hotel.

13.) METLIFE AUTO & HOME a/s/o GEORGE STRANGE, P.O. Box 668, Warwick, RI 02887-9981, 04-307. Compensation for damages sustained on January 28, 2004, whereby petitioner was involved in an accident with a City plow.

Claim \$3,234.75

14.) AMANDA B. MOCK, 159 South Clarendon Street, 1st Floor, Cranston, RI 02910, 03-482. Compensation for damages sustained on May 7, 2003, whereby petitioner was involved in an accident with a Public Works vehicle.

Amica Mutual Insurance Company \$2,682.92

15.) PEERLESS INSURANCE COMPANY a/s/o MARK and DONNA DECRESCENZO, P.O. Box 5029, Hartford, CT 06102, 04-264. Compensation for damages sustained on March 17, 2004, whereby petitioner was involved in an accident with a Public Works vehicle.

Claim \$2,900.00

16.) MARTIN SKATZ, 40 Harvestwood Lane, Mansfield, MA 02048, 03-433. Compensation for damages sustained on August 28, 2003, whereby petitioner landed in a huge pothole. (Denied May 5, 2004)

Inskip Lexus \$575.41

17.) MARY SPAGNOLI, 52 Royal Avenue, Providence, RI 02904, 04-61. Compensation for damages sustained, whereby petitioner had problems with her sewer line, allegedly due to heavy tree roots. (Denied August 11, 2004)

18.) HORACIO TANGUI (Vincent A. DeCesare, Esquire), Corliss

**Landing, Two Bridge Street, Providence, RI 02903, 04-90.
Compensation for injuries sustained on September 10, 2003, whereby
petitioner tripped in a hole in the sidewalk on Dorrance Street.**

Claim \$50,000.00

DEPARTMENT OF RECREATION

**19.) STACY FRATELLI, 214 Howell Street, Apt. 2, Providence, RI
02906, 04-357. Compensation for damages sustained on July 26,
2004, whereby petitioner's windshield was smashed by a rock or a
ball, allegedly by kids from the Vincent Brown Recreation Center.**

MAYOR'S OFFICE

20.) ARVA C. GAILLIARD, P.O. Box 73077, Providence, RI 02907-0547, 04-358. Compensation for damages sustained on July 17, 2004, whereby petitioner was involved in an accident with the Mayor's vehicle.

Central Auto Body Inc. \$832.58

Exclusive Auto Body \$1,027.87

PARKS DEPARTMENT

21.) DAVID J. ABRAHAMSON, 17 Broom Street, Providence, RI 02905, 04-359. Compensation for damages sustained on June 21, 2004, whereby petitioner's windshield was cracked allegedly by a rock thrown from a lawnmower at Roger Williams Park.

Global Glass, Inc. \$192.60

Triumph Auto Glass \$214.12

22.) STEPHANIE ADAMS, 132 Pinehurst Avenue, Providence, RI 02908, 02-251. Compensation for damages sustained on September

11, 2002, whereby a tree fell on petitioner's parked vehicle.

New Century Auto Body, Inc. \$2,100.00

Gershkoff Auto Body \$3,490.61

23.) AMICA MUTUAL INSURANCE COMPANY a/s/o DOROTHY L. BARRY, P.O. Box 6008, Providence, RI 02940-6008, 04-269. Compensation for damages sustained on January 5, 2004, whereby a tree fell onto petitioner's parked vehicle.

Claim \$3,461.40

24.) CENTREX DISTRIBUTORS, INC. (Samuel J. Kolodney, Esquire), One Financial Plaza, Suite 1510, Providence, RI 02903, 04-72. Compensation for damages sustained on December 20, 2003, whereby petitioner's truck was damaged by low hanging tree branches overhanging the roadway at the corner of Burlington Street and Summit Avenue.

Claim \$2,754.00

25.) CRUM & FORESTER a/s/o RHODE ISLAND DISTRIBUTING, P.O. Box 8426, Lake Mary, FL 32795, 04-87. Compensation for damages sustained on December 30, 2003, whereby petitioner struck low hanging tree limbs.

Claim \$7,973.65

26.) PATRICIA B. MELGAR, 102 Argol Street, Providence, RI 02904, 04-331. Compensation for damages sustained on May 6, 2004, whereby petitioner's front door was broken, allegedly by employees of the Parks Department.

Home Depot \$179.76

Lowe's \$174.01

27.) IRENE SAMOORIAN, 466 River Avenue, Providence, RI 02908, 04-373. Compensation for damages sustained on July 14, 2004, whereby a tree that was being cut down fell onto petitioner's house and lawn.

POLICE DEPARTMENT

28.) WENDY RICCIARDI, 86 Stirling Drive, North Scituate, RI 02857, 04-355. Compensation for damages sustained on May 17, 2004, whereby petitioner was involved in an accident with a Police vehicle.

PROVIDENCE HOUSING AUTHORITY

29.) JAMEY SCHEER (Edward A. Shapira, Esquire), Calart Tower, 400 Reservoir Avenue, Providence, RI 02907, 04-347. Compensation for injuries sustained on July 6, 2004, whereby petitioner slipped and fell at the Hillcrest Village housing complex.

Claim \$500,000.00

SCHOOL DEPARTMENT

30.) DONNA GABRIEL, 892 Plains Road, West Kingston, RI 02892, 04-351. Compensation for damages sustained on July 8, 2004, whereby petitioner's windshield was broken and her camera stolen from her vehicle while parked behind Oliver Hazard Perry Middle School.

31.) MARLIE SOTOMAYOR (James V. Burchfield, Jr., Esquire) 536 Atwells Avenue, Providence, RI 02909, 04-262. Compensation for injuries sustained on January 24, 2004, whereby petitioner slipped and fell on ice in the parking lot of the Head Start Board of Directors.

Claim \$25,000.00

TRAFFIC ENGINEERING

32.) ANATOLY MAGIDIN, 216 Summit Avenue, Providence, RI 02906, 04-284. Compensation for damages sustained on April 8, 2004,

whereby petitioner was involved in an accident with a Traffic Engineering vehicle.

J & T Auto Sales \$2,652.77

33.) DANIEL W. SUZEDELIS, 160 Benedict Street, Apt. 508, Providence, RI 02909, 04-378. Compensation for damages sustained on April 1, 2003, whereby petitioner was involved in an accident involving the island median on Chalkstone Avenue.

SUITS

34.) DIONNE CARRASCO (Christopher E. Fay, Esquire) vs. NAPOLITANO and the CITY of PROVIDENCE, 00-251. Compensation for injuries and damages sustained on June 21, 2000, whereby petitioner was involved in an accident at the intersection of Fuller and Westfield Streets, allegedly due to the failure to put in or fix the stop sign.

35.) DOUGAL vs. SCOTT and NAPOLITANO and the CITY of PROVIDENCE.

36.) JAMES H. PUELLO, SIEGFRIED PUELLO and CRISTIAN MARTINEZ (Joseph M. Martinous, Esquire) vs. NAPOLITANO and the CITY of PROVIDENCE, 01-51. Compensation for injuries and damages sustained on December 30, 2000, whereby petitioners were involved in an accident on Prairie Avenue with a Parks Department vehicle driven by William S. Purcell.

TAXES

Certificates from the City Assessor (Nos. 3H and 4H), 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 Rhode Island, As Amended. (Continued May 5, 2004; Approved June

**23, 2004; Referred back to the Committee by the Council July 1, 2004;
Continued August 11, 2004)**

Certificates from City Assessor (Nos. 5H and 6H), recommending the same be Severally cancelled pursuant to the provisions of Sections 14 and 15 of the Title 44, Chapter 7 of the General Laws of Rhode Island, As Amended.

Certificates from City Assessor (Nos. 7H and 8H), recommending the same be Severally cancelled pursuant to the provisions of Sections 14 and 15 of the Title 44, Chapter 7 of the General Laws of Rhode Island, As Amended.

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