

COMMITTEE ON CLAIMS AND PENDING SUITS

AGENDA

NOVEMBER 17, 2004

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

DEPARTMENT of PUBLIC WORKS

1.) SUSAN CONLEY, 28 Benedict Street, Pawtucket, RI 02861, 04-408. Compensation for damages sustained on September 29, 2004, whereby petitioner hit a giant pothole near 209 Power Street.

2.) 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. (Continued September 22, 2004; Continued October 27, 2004)

Drain Man, Inc. \$4,000.00

3.) OLGA DOWNES, 540 Huntington Avenue, Providence, RI 02907, 04-407. Compensation for damages sustained on August 12, 2004, whereby three automobiles parked at petitioner's business were damaged, allegedly by rocks from a weed whacker being used by workers from the Department of Public Works.

4.) JAVIER GOMEZ LEON, 22 Amos Street, Apt. 201, Wakefield, RI 02879, 04-340. Compensation for damages sustained on June 12, 2004, whereby petitioner's vehicle was struck by rocks, allegedly from a lawn mower.

5.) VICTOR H. VARGAS, 30 Lucy Street, Providence, RI 02909, 02-60. Compensation for damages sustained on January 31, 2002, whereby petitioner alleges his parked car was struck by a plow truck.

Colonial Motor Sales, Inc. \$196.33

FIRE DEPARTMENT

6.) NICK'S AUTO BODY & RADIATOR WORKS, INC., 44 Bradford Street, Providence, RI 02903, 04-338. Compensation for damages sustained on June 18, 2004, whereby petitioner was involved in an accident with a Fire Department vehicle.

Nick's Auto Body \$1,213.46

7.) ONE BEACON INSURANCE a/s/o ELAINE OSBORNE, P.O. Box 5135, Buffalo, NY 14240, 04-324. Compensation for damages sustained on June 7, 2004, whereby petitioner was involved in an accident with a Fire Department vehicle.

Claim \$691.24

PARKS DEPARTMENT

8.) SELMA FISHBEIN, 670 Blackstone Boulevard, Providence, RI 02906, 04-387. Compensation for damages sustained on August 16, 2004, whereby workers cutting the grass on Blackstone Boulevard allegedly struck a stone, which struck petitioner's window.

POLICE DEPARTMENT

9.) PATRICIA PINILLA, 41 North Pearson Drive, Warwick, RI 02888, 04-364. Compensation for damages sustained on June 9, 2004, whereby petitioner was involved in an accident with a Police vehicle.

A & M Auto Body, Inc. \$2,405.71

West Fountain Auto Sales & Body, Inc. \$1,855.56

10.) BETH PLANTE, 120 Gentian Avenue, Providence, RI 02908, 04-350. Reimbursement for towing fees paid, whereby petitioner's vehicle was towed allegedly without cause.

Claim \$186.50

11.) MATTHEW SCHECHTER (Michael L. DeSimone, Esquire), 259 Wayland Avenue, Providence, RI 02906, 03-277. Compensation for injuries and damages sustained on March 26, 2003, whereby

petitioner was involved in an accident with a Police vehicle operated by Officer Noel Yianiss.

12.) SOVEREIGN BANK, 865 Brook Street, Rocky Hill, CT 06067, 03-382. Compensation for damages sustained on March 26, 2003, whereby petitioner was involved in an accident with a Police vehicle.

Worcester County Appraisal Service \$7,085.70

Property Damage Appraisers \$6,920.21

13.) TRAVELERS INSURANCE a/s/o JOHN PERROTTA, P.O. Box 3022, Fall River, MA 02702-3022, 04-257. Compensation for damages sustained on September 1, 2001, whereby petitioner was involved in an accident with a Police vehicle.

Claim \$6,318.50

SCHOOL DEPARTMENT

14.) METLIFE AUTO & HOME a/s/o ANGEL DELFIN, P.O. Box 668, Warwick, RI 02887, 04-301. Compensation for damages sustained on March 4, 2003, whereby a window fell onto petitioner's vehicle while parked in the Hope High School parking lot.

Claim \$3,558.60

15.) CHRISTINA RIVERA (Charles J. Vucci, Esquire), 231 Reservoir Avenue, Providence, RI 02907, 04-422. Compensation for injuries sustained on June 16, 2004, whereby petitioner slipped and fell on a wet substance on the floor at the Smith Hill Library.

Claim \$100,000.00

TRAFFIC ENGINEERING

16.) RITA MAGIDIN p.p.a. YELENA MAGIDIN (Robert J. Levine,

Esquire), 544 Douglas Avenue, Providence, RI 02908, 04-314. Compensation for injuries and damages sustained on April 8, 2004, whereby petitioner was involved in an accident with a Traffic Engineering vehicle driven by Michael Federici.

SUITS

17.) WILLIE BRASSELL & ANGELA KING (Edward A. Shapira, Esquire) vs. the CITY of PROVIDENCE, 03-308. Compensation for injuries and damages sustained on March 26, 2003, whereby petitioners were involved in an accident with a Police vehicle.

18.) EMC INSURANCE COMPANIES a/s/o STEWART CONSTRUCTION CO., INC. vs. the CITY of PROVIDENCE, 00-143. Compensation for damages sustained on April 9, 1999, whereby petitioner was involved in an accident with a Public Works vehicle.

East Bay Claim Service \$13,453.40

EMC Insurance Companies \$ 7,733.58

19.) GFM FOOD SERVICES vs. the CITY of PROVIDENCE. (Continued October 27, 2004)

20.) ASHLEY THORNTON (Mark B. Morse, Esquire) vs. NAPOLITANO and the CITY OF PROVIDENCE, 01-312. Compensation for injuries sustained on August 10, 2001, whereby a tree on Angell Street fell onto a motor vehicle in which petitioner was a passenger.

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; Continued September 22, 2004; Continued October 27, 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. (Continued September 22, 2004; Continued October 27, 2004)

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. (Continued September 22, 2004; Continued October 27, 2004)

Certificates from the City Assessor (Nos. 1J and 2J), 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.

Certificates from the City Collector, No. 52, Recommending the cancellation of the taxes for the years 1991, 1992, 1993, 1994, 1995, 1996, 1997, 1998, 1999, 2000, 2001, 2002 (Excise Tax – Bankruptcy) 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 One Hundred Three Thousand Three Hundred Forty Two Dollars and Seventy Two (\$103,342.72) Cents. (Continued October 27, 2004)

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