

23C

Date August 11, 2008

WHEREAS, Mark Bainter has a workers' compensation claim against the City of Des Moines arising out of injuries sustained while driving a City truck for the Parks and Recreation Department; and

WHEREAS, the claimant incurred this injury within the course and scope of his employment; and

WHEREAS, Mr. Bainter has been assigned an impairment rating of 11% to the body as a whole; and

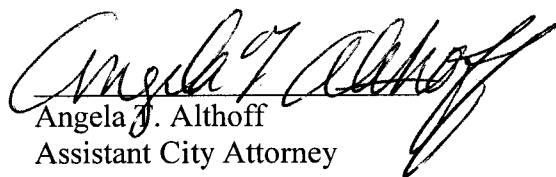
WHEREAS, the City is obligated to pay the amount of this rating; and

WHEREAS, it is the opinion of the Legal Department that this payment, representing a 11% functional disability, would be in the best interest in the City of Des Moines; NOW, THEREFORE,

BE IT RESOLVED by the City Council of the City of Des Moines, Iowa:

That payment in the amount of \$34,501.50 be made and is hereby approved to Mark Bainter and the Finance Director is authorized and directed to draw a warrant accordingly under Fund Codes 529810 GE001 PKS070400.

FORM APPROVED: \_\_\_\_\_ MOVED BY \_\_\_\_\_ TO ADOPT

  
 Angela J. Althoff  
 Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
MEYER				
VLASSIS				
TOTAL				

MOTION CARRIED APPROVED

.....  
 Mayor

**CERTIFICATE**

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

\_\_\_\_\_  
 City Clerk