

Date..... September 30, 2006

WHEREAS, Mary Moore, a former sewer maintenance worker in the Public Works Department, filed a workers' compensation claim alleging an industrial disability from left shoulder, neck and rib injuries on July 10, 2002; and

WHEREAS, following a contested case hearing, a Deputy Workers' Compensation Commissioner awarded Ms. Moore benefits equaling a 20% industrial disability, plus 8.857 additional weeks of healing period benefits, with interest on the unpaid amounts; and

WHEREAS, the City had previously paid Ms. Moore weekly benefits equaling a 13% industrial disability; and

WHEREAS, the award entitles Ms. Moore to an additional 43.857 weeks of benefits at a weekly rate of \$433.87, all of which have accrued, plus interest; and

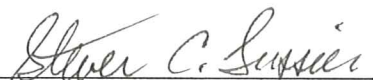
WHEREAS, the opinion of the Legal Department is to pay the award in order for the City to remain in compliance with workers' compensation law; NOW, THEREFORE,

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

That payment in the amount of \$21,366.75 in lump sum to Mary Moore be and is hereby approved, and the Finance Director is authorized to draw warrants accordingly.

MOVED BY _____ TO ADOPT

FORM APPROVED:


 Steven C. Lussier
 Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
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