

Date..... October 13, 2008

WHEREAS, Reverend Ellery Duke submitted a claim for property damage as the result of a sewer backup on June 5, 2008; and

WHEREAS, after investigation by the Legal Department, it appears this claim warrants payments in the amounts of \$5,000.00 to State Farm Insurance and \$2,720.00 to Reverend Ellery Duke; and

WHEREAS, such payments would be in the best interest of the City of Des Moines; NOW THEREFORE,

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

That payments in the amounts of \$5,000.00 to State Farm Insurance as subrogee of Ellery Duke, under Claim No. 15E109623, P.O. Box 82539, Lincoln, NE 68501, and \$2,720.00 to Reverend Ellery Duke, 515 Glenview Dr., Des Moines, Iowa 50312, be and the same is hereby approved, and the Finance Director is authorized and directed to draw warrants accordingly, under Fund Codes 529410 EN101 PWK071000. The total amount paid for this claim then amounts to \$7,720.00.

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

  
 \_\_\_\_\_  
 Mark Godwin  
 Deputy 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