

★ **Roll Call Number**

Agenda Item Number

17

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Date November 22, 2010

WHEREAS, Frank Viola, as owner of 1213 Porter Avenue, submitted six claims for sewer backups resulting in extensive property damage and clean-up costs as the result of a blockage in the City sewer and a later determined pipe failure; and

WHEREAS, after investigation by the Legal Department, it appears this claim warrants additional payment for damages in the amount of \$6,758.75; and

WHEREAS, such payment 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 an additional payment to owner Frank Viola in the amount of \$6,758.75 to Frank Viola, 7400 SW 17th Street, Des Moines, Iowa 50315, be and the same is hereby approved, and the Finance Director is authorized and directed to draw a warrant accordingly under Fund Codes 529410; EN101; PWK071000. Mr. Viola's claim then amounts to \$12,699.48.

MOVED BY _____ TO ADOPT

FORM APPROVED:



 Mark Godwin
 Deputy City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GRIESS				
HENSLEY				
MAHAFFEY				
MEYER				
MOORE				
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