

★ **Roll Call Number**
08-135

Agenda Item Number
31

January 28, 2008

Date _____

WHEREAS, Marjorie Stilley presented a property damage claim as the result of sewer backups in her home at 1400 Cummins Parkway on April 25 and April 26, 2007, caused by a blockage in the City main; and

WHEREAS, after investigation by the Legal Department, previous payments were made in the amount of \$31,005.55, and an additional claim was made by ServiceMaster West in the amount of \$19,223.85 to pump standing water from her basement, and this claim was reduced to an additional payment in the amount of \$3,500.00, with \$5,000.00 previously paid by Mrs. Stilley; and

WHEREAS, such additional 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 of \$3,500.00 to ServiceMaster West, 7605 University Avenue, Clive, Iowa 50325, under Claim No. 12B19370, be and the same is hereby approved, and the Finance Director is authorized and directed to draw warrants accordingly, under Fund Codes 529410 EN151 PWK071000. The total of all payments on this claim amounts to \$34,506.55.

FORM APPROVED:

MOVED BY Kiernan TO ADOPT

Mark Godwin
 Mark Godwin
 City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
HENSLEY	✓			
KIERNAN	✓			
MAHAFFEY	✓			
MEYER	✓			
VLASSIS	✓			
TOTAL	7			

MOTION CARRIED

APPROVED

T. M. Franklin
 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.

Diane Rauh
 City Clerk