

★ Roll Call Number  
08-1426

Agenda Item Number  
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

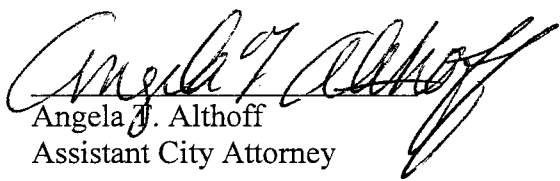
WHEREAS, the City is obligated to pay the amount of this rating; and

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 Jensley TO ADOPT

  
Angela J. Althoff  
Assistant City Attorney

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

MOTION CARRIED

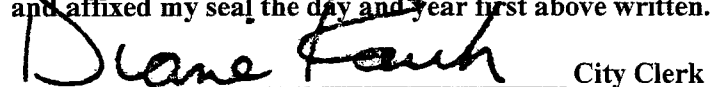
APPROVED

  
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