

**Roll Call Number**10-1552

September 27, 2010

**Agenda Item Number**22**Date**

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 payment for the clean-up cost in the amount of \$5,940.73; 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 payment for clean-up and demolition costs in the amount of \$5,940.73 to ServPro of Des Moines and Ames, 3500 Southeast Miehe Drive, Suite 1, Grimes, Iowa 50111, 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.

The property damage claims for structural damage, furnace and water heater, and some contents pends receipt of complete damages from owner, Frank Viola.

MOVED BY Moore TO ADOPT

FORM APPROVED:

Mark Godwin  
Deputy City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GRIESS	✓			
HENSLEY				✓
MAHAFFEY	✓			
MEYER	✓			
MOORE	✓			
TOTAL	6			1

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.

City Clerk