



Roll Call Number

10-1735

Agenda Item Number

27

October 25, 2010

Date

WHEREAS, Ronald Sowden, Sewer Cleaning Equipment Operator, has a workers' compensation claim against the City of Des Moines arising out of an injury to his left shoulder on May 12, 2003; and

WHEREAS, the claimant incurred this injury within the course and scope of his employment; and

WHEREAS, Mr. Sowden has been assigned additional impairment to the body as a whole and claims additional industrial disability, and a settlement of this claim has been negotiated; and

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

WHEREAS, it is the opinion of the Legal Department that settlement of this claim 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 \$47,300.80 be made and is hereby approved to Ronald Sowden and his attorney, Martin Ozga, Max Schott & Associates, P.C., 6611 University Ave., Ste. 200, Des Moines, IA 50311, and the Finance Director is authorized and directed to draw a warrant accordingly under Fund Codes 529810 EN000 PWK071001.

FORM APPROVED:

MOVED BY Mahaffey TO ADOPT.

Angela Y. Althoff
Assistant City Attorney

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