🛪 Roll Call Number

Agenda Item Number

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 Mahaffe TO ADOPT.

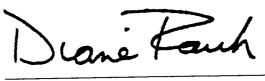
Angela Y. Althoff Assistant City Attorney

| COUNCIL ACTION | YEAS | NAYS | PASS | ABSENT   |
|----------------|------|------|------|----------|
| COWNIE         |      |      |      | ļ        |
| COLEMAN        | ~    | ļ    |      |          |
| GRIESS         | ~    |      |      |          |
| HENSLEY        |      |      |      |          |
| MAHAFFEY       | レ    |      |      |          |
| MEYER          | ~    |      |      |          |
| MOORE          | V    |      |      |          |
| TOTAL          | 17   |      |      |          |
| MOTION CARRIED | ekki | · la | A    | APPROVED |

## 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