

★ Roll Call Number

11-1204

Agenda Item Number

26

Date July 11, 2011

WHEREAS, David Kopf submitted a claim for property damage for a loss date of August 9, 2010, including loss of rental income, as a result of a collapsed City sewer beneath his duplex, resulting in approximately 3 1/2 feet of sewage and standing water; and

WHEREAS, after an investigation by the Legal Department, it appears this claim warrants partial payment in the amount of \$12,225.82; and

WHEREAS, such partial 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 a partial payment in the amount of \$12,225.82 to property owner, David Kopf, 1009 N.W. Rolling Rock Rd., Ankeny, IA 50023, be and the same is hereby approved, and the Finance Director is authorized and directed to draw a warrant accordingly, under Fund Codes 529410; EN301; PWK077001.

The claims of his two tenants are pending and completion of Mr. Kopf's claim will be done after the City's sewer beneath his duplex is repaired and his damages are known and then adjusted. A full release will be taken from Mr. Kopf when his claim is fully resolved and releases will also be obtained from his tenants.

FORM APPROVED:

MOVED BY

Meyer

TO ADOPT

Mark Godwin

Mark Godwin
Deputy City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GRIESS	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MEYER	✓			
MOORE	✓			
TOTAL	7			
MOTION CARRIED		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.

T. M. Franklin
Mayor

Diane Rauh
City Clerk