

★ **Roll Call Number**

12.0393

**Agenda Item Number**

20

**Date** March 12, 2012

WHEREAS, James McCuen, a Public Works employee, suffered a cumulative injury to his right arm; and

WHEREAS, Mr. McCuen incurred these injuries within the course and scope of his employment; and

WHEREAS, Mr. McCuen has now received a rating from the treating doctor of 10% to the right upper extremity; and

WHEREAS, the City is required by law to pay this rating; and

WHEREAS, it is the opinion of the Legal Department that payment of the rating 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 of \$15,243.62 to James McCuen and his attorney Jeff Carter, 300 Walnut St. The Plaza, Ste. 260, Des Moines, IA 50309, be made and the same is hereby approved and the Finance Director is authorized and directed to draw a warrant accordingly under Fund Codes 529810 EN151 PWK100101.

FORM APPROVED:

MOVED BY Hensley TO ADOPT

Angela T. Althoff by Mark Goolsby

Angela T. Althoff  
Assistant City Attorney

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

**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.

MOTION CARRIED

APPROVED

T. M. Franklin Mayor

Diane Rauh City Clerk