

★ Roll Call Number

09-1323

Agenda Item Number

22

July 27, 2009

Date

WHEREAS, Dale and Rhonda Methfessel submitted a claim for bodily injury and property damage as the result of an auto accident on June 9, 2009, in which City employee Milan Ott failed to heed a stop sign and struck their vehicle; and

WHEREAS, after investigation by the Legal Department, it appears this claim warrants payment relating to the property damage in the amount of \$353.66 for towing and storage charges and payment regarding the bodily injury claims in the amount of \$1,249.00 ambulance services; and

WHEREAS, such payments 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 the towing and storage charges in the amount of \$353.66 payable to Owen Crist Auto Body Service, Inc., 1221 Keo Way, Des Moines, Iowa 50309, and payment for ambulance services in the amount of \$1,249.00 to City of Des Moines, P.O. Box 511, Des Moines, Iowa 50302, under patient numbers RM120647 and DM 090844, be and the same are hereby approved, and the Finance Director is authorized and directed to draw warrants accordingly, under Fund Codes 529410; SP360; PWK040400. The total amount paid for the property damage, less \$1,755.00 recovered for the sale of the vehicle's salvage, then equals \$11,318.66. Further bodily injury claims of Dale and Rhonda Methfessel pend evaluation when the information is received from their attorney.

FORM APPROVED:

MOVED BY

*Hensley*

TO ADOPT

*Mark Godwin*

Mark Godwin  
Deputy City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
HENSLEY	✓			
KIERNAN	✓			
MAHAFFEY	✓			
MEYER	✓			
VLASSIS	✓			
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.

*Diane Rauh*

City Clerk

MOTION CARRIED

APPROVED

*T. M. Franklin*

Mayor