

February 14, 2011

**Date**

WHEREAS, James Milligan, a Public Works employee, injured his left shoulder on May 16, 2007 and his right shoulder on February 18, 2008; and

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

WHEREAS, Mr. Milligan and his attorney have negotiated a settlement of his litigated claim with the City; and

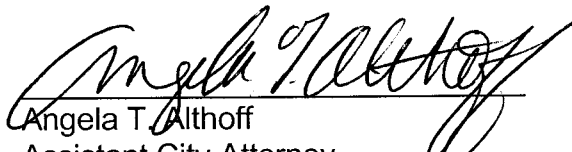
WHEREAS, it is the opinion of the Legal Department that payment of the agreed upon proposed settlement would be in the best interest of the City of Des Moines; NOW, THEREFORE,

BE IT RESOLVED by the City Council of the City of Des Moines, Iowa:

That payment of \$12,507.02 to James Milligan and his attorney, David Drake, 1415 Grand Ave., West Des Moines, IA 50265, 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 EN000 PWK071001.

FORM APPROVED:

MOVED BY \_\_\_\_\_ TO ADOPT

  
 Angela T. Althoff  
 Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GRIESS				
HENSLEY				
MAHAFFEY				
MEYER				
MOORE				
<b>TOTAL</b>				

MOTION CARRIED

APPROVED

\_\_\_\_\_  
 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.

\_\_\_\_\_  
 City Clerk