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Date February 14, 2011

WHEREAS, Andrew Chan has a claim against the City of Des Moines and Sergeant John Leporte arising out of a motor vehicle accident occurring on November 20, 2008; and

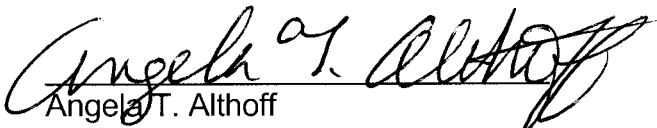
WHEREAS, Mr. Chan incurred personal injuries as a result of the motor vehicle accident with the City of Des Moines police vehicle; and

WHEREAS, it is the opinion of the Legal Department that payment of this negotiated settlement would be in the best interest of the City of Des Moines and Sergeant Leporte; NOW, THEREFORE,

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

That payment of \$32,500.00 to Andrew Chan 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 529410 GE001 POL100100.

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				
TOTAL				

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