

★ Roll Call Number

13-1263

Agenda Item Number

16

Date August 12, 2013

WHEREAS, Carolyn Weston has a lawsuit pending against the City of Des Moines arising out of a trip and fall accident in the area of East 23rd Street and Dean Avenue on or about July 11, 2009; and

WHEREAS, the parties have reached a proposed settlement; and

WHEREAS, it is the opinion of the Legal Department that payment of the 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 \$10,000.00 be made and the same is hereby approved to Carolyn A. Weston and her attorney, Olson Law Office, P.C., 3116 Ingersoll Avenue, Des Moines, Iowa 50312, and the Finance Director is authorized and directed to draw a warrant accordingly under Org Codes 529410; PW240400, and the Legal Department is authorized to execute any documents necessary to effectuate the settlement agreement.

FORM APPROVED:

MOVED BY Mahaffey TO ADOPT.

Gary D. Goudelock, Jr. Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GRIESS	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MEYER	✓			
MOORE	✓			
TOTAL	7			
MOTION CARRIED		APPROVED		
T. M. Franklin Cowan 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.

Diane Rauh City Clerk