



Roll Call Number

20-1027

Agenda Item Number

46

Date June 22, 2020

APPROVING PAYMENTS FOR THE PERSONAL INJURY CLAIM OF LYLE HILL

WHEREAS, Lyle Hill filed a property and personal injury claim against the City of Des Moines; and

WHEREAS, on March 23, 2020 by Roll Call 20-0523, the Des Moines City Council approved payment in settlement of Mr. Hill's property damage claim; and

WHEREAS, a settlement agreement now has been negotiated with Lyle Hill to resolve his personal injury claim to include payment to Mr. Hill and to Optum in its capacity as Medicaid Subrogee; and

WHEREAS, it is the opinion of the Legal Department that payment 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 the Legal Department is authorized to enter into the settlement agreement negotiated in this matter, execute any documents necessary to effectuate the terms of the settlement agreement, and that payments to Lyle Hill and Optum, Medicaid Subrogee, of the settlement amounts hereby is approved and the Interim Finance Director is authorized and directed to draw warrants accordingly.

MOVED BY Gatto TO ADOPT .

Form Approved: /s/ Carol J. Moser

Carol J. Moser Deputy City Attorney

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, BOESEN, GATTO, GRAY, MANDELBAUM, VOSS, WESTERGAARD, and TOTAL (7 yeas).

CERTIFICATE

I, P. Kay Cmelik, 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 J. M. Frankhu Cownie Mayor

P. Kay Cmelik City Clerk