



Roll Call Number

24-0255

Agenda Item Number

30

February 19, 2024

Date

APPROVING PAYMENT IN SETTLEMENT TO PEACH WISE FOR A PROPERTY DAMAGE AND PERSONAL INJURY LAWSUIT

WHEREAS, Peach Wise has a property damage and personal injury lawsuit against the City; and

WHEREAS, a settlement agreement has been negotiated with the Plaintiff for both the property and personal injury claims; 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, that payment of the settlement amount hereby is approved, and the Finance Director is authorized and directed to draw a warrant accordingly.

MOVED BY Gatto TO ADOPT.

SECOND BY Voss

Form Approved: /s/ John O. Haraldson

John O. Haraldson Assistant City Attorney

Table with columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include BOESEN, VOSS, COLEMAN, WESTERGAARD, MANDELBAUM, GATTO, and TOTAL.

CERTIFICATE

I, LAURA BAUMGARTNER, 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.

Connie Boesen Mayor

Laura Baumgartner City Clerk