

★ Roll Call Number

Agenda Item Number

24

March 26, 2007

Date

WHEREAS, the City and Farm Bureau Mutual Insurance Company have disagreed as to the duties of Farm Bureau to the City where the City was named as an additional insured on a policy held by a City contractor with Farm Bureau; and

WHEREAS, Farm Bureau has offered to resolve those differences with a payment of \$7,000.00 in return for the City's signature on a release of all claims; and


WHEREAS, it would be in the best interests of the City to accept the settlement and avoid the expense and uncertainty of litigation; NOW, THEREFORE,

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

The Legal Department is directed to settle the City's dispute with Farm Bureau Mutual Insurance Company in the amount of \$7,000.00 and City Attorney Bruce Bergman is authorized to sign a release of all claims regarding the same.

FORM APPROVED:

MOVED BY _____ TO ADOPT


 Mark Godwin
 Deputy City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
MEYER				
VLASSIS				
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