

Date June 22, 2009

WHEREAS, John Riccio has a workers' compensation claim against the City arising out of an April 27, 2006 injury and April 28, 2008 re-injury; and

WHEREAS, Mr. Riccio incurred these injuries within the course and scope of his employment; and

WHEREAS, Mr. Riccio has been assigned an impairment rating of 11% to the body as a whole, which has been paid, along with an additional 8% industrial disability payment on a voluntary basis; and

WHEREAS, the Legal Department has negotiated a settlement of the remaining industrial disability; and

WHEREAS, it is the opinion of the Legal Department that the settlement of the lawsuit 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 \$32,789.80 to John Riccio and his attorney, Jerry Jackson, Moranville & Jackson, P.C., 1601 22nd St., Ste. 305, West Des Moines, IA 50266, be made and the same is hereby approved and the Finance Director is authorized and directed to draw a warrant accordingly under Fund Codes 529810 EN301 PWK071600.

FORM APPROVED:

MOVED BY _____ TO ADOPT


 Angela T. Althoff
 Assistant 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