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Date September 13, 2010
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WHEREAS, Stan Mitchell, a former Parks Department employee, sustained injuries to his back, knee and ankle in 2007 and 2008; and

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

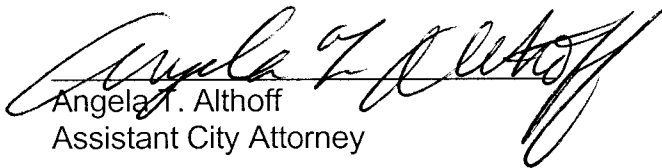
WHEREAS, a proposed settlement for \$153,000.00 has been reached as a result of the injuries; and

WHEREAS, it is the opinion of the Legal Department that payment of the settlement agreement 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 \$153,000.00 to Stan Mitchell and his attorney, Jason D. Neifert, Max Schott & Associates, P.C., 6611 University Ave., Ste. 200, Des Moines, IA 50311, 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 GE001 PKS040700.

FORM APPROVED: _____ MOVED BY _____ TO ADOPT


Angela T. Althoff
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GRIESS				
HENSLEY				
MAHAFFEY				
MEYER				
MOORE				
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