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Date
 September 27, 2010

WHEREAS, John Sposeto, a former Public Works employee, suffered injuries to his shoulders, neck, elbows, back and right knee and ankle while working for the City on various dates, including June 18, 2008; and

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

WHEREAS, Mr. Sposeto has now received ratings from an independent medical exam totaling 22% to the body as a whole; and

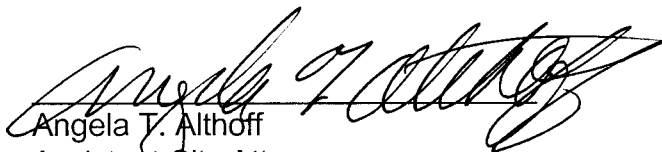
WHEREAS, the City has negotiated a settlement of all pending claims; and

WHEREAS, it is the opinion of the Legal Department that payment of the proposed settlement 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 \$70,000.00 to John Sposeto and his attorney, Robert E. McKinney, PO Box 609, 480 Sixth Street, Waukee, IA 50263-0609, 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 SP360 PWK100400.

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				

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.

MOTION CARRIED APPROVED
 _____ Mayor

_____ City Clerk