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Date December 19, 2011

WHEREAS, Danny Rivas, a Public Works employee, injured his hands and neck while working; and

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

WHEREAS, the parties have negotiated a proposed settlement; 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 \$77,388.03 to Danny Rivas and his attorney, Tom Drew, Drew Law Firm, P.C., 554 28<sup>th</sup> St., P.O. Box 12129, Des Moines, IA 50312-9403, 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 PWK070400.

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				
<b>TOTAL</b>				
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