

**Date** May 21, 2012

WHEREAS, John Rivas, a Public Works employee, injured his left lower extremity and left index finger while working; and

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

WHEREAS, Mr. Rivas obtained a judgment from the District Court; and

WHEREAS, the City is required by law to pay this judgment including interest; and

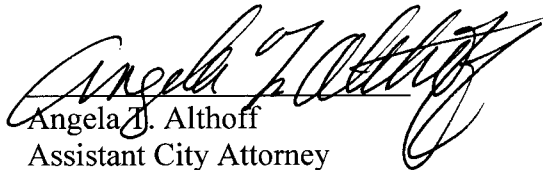
WHEREAS, it is the opinion of the Legal Department that payment of the judgment would be in the best interest of the City of Des Moines.

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

That payment of \$40,000.22 to John Rivas and his attorney Mark Soldat be made and the same is hereby approved and the Finance Director is authorized and directed to draw a warrant accordingly under Fund Codes PWK040400, SP360.

APPROVED AS TO FORM:

Moved by \_\_\_\_\_ to adopt.

  
 Angela J. 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