

Date June 11, 2012

WHEREAS, Gerald Marchant, a City Manager's office employee, injured his left shoulder and suffered hearing loss during his employment with the City; and

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

WHEREAS, Mr. Marchant has now received a rating from the treating doctors with respect to the hearing loss and the left shoulder; and

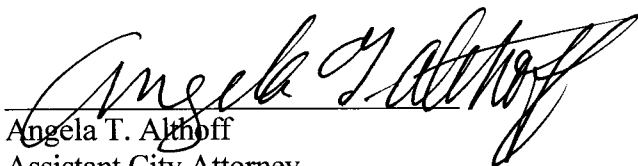
WHEREAS, the City has negotiated a proposed settlement of these injuries; and

WHEREAS, it is the opinion of the Legal Department that payment of the proposed 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 \$80,000.00 to Gerald Marchant and his attorney, Larry Krpan, 2700 Westown Parkway, Ste. 300, 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 IS010 CMO010401.

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