

Date September 14, 2015

APPROVING PAYMENT FOR THE LIABILITY CLAIM OF TIM SMITH.

WHEREAS, Tim Smith has filed a claim against the City of Des Moines for property damage; and

WHEREAS, a settlement agreement has been negotiated with Tim Smith; and

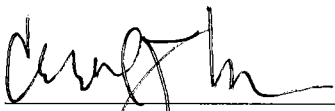
WHEREAS, it is the opinion of the Legal Department that approval of the settlement agreement and payment of the settlement amount would be in the best interest of the City of Des Moines; NOW, THEREFORE,

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

That the Legal Department is hereby authorized to enter into the settlement agreement negotiated in this matter, execute any documents necessary to effectuate the terms of the settlement agreement and that payment of the settlement amount is hereby approved, and the Finance Director is authorized and directed to draw a warrant accordingly under Fund Codes 529410; PD220354.

FORM APPROVED:

MOVED BY \_\_\_\_\_ TO ADOPT

  
 \_\_\_\_\_  
 Carol J. Moser  
 Deputy City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GATTO				
GRAY				
HENSLEY				
MAHAFFEY				
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