



Roll Call Number

Agenda Item Number

38

Date July 19, 2021

APPROVING PAYMENT FOR THE CLAIM OF JNR ADJUSTMENT COMPANY AS SUBROGEE OF LUMEN TECHNOLOGIES

WHEREAS, Lumen Technologies has a claim against the City of Des Moines for expenses resulting from a property damage claim; and

WHEREAS, JNR Adjustment Company serves as the subrogee for Lumen Technologies; and

WHEREAS, a settlement agreement has been negotiated with JNR Adjustment Company; and

WHEREAS, it is the opinion of the Legal Department that payment 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 authorized to enter into the settlement agreement negotiated in this matter, execute any documents necessary to effectuate the terms of the settlement agreement, that payment of the settlement amount hereby is approved, and the Finance Director is authorized and directed to draw a warrant accordingly.

MOVED BY _____ TO ADOPT

Form approved:

[Handwritten signature]

Carol J. Moser
Deputy City Attorney

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, BOESEN, GATTO, GRAY, MANDELBAUM, VOSS, WESTERGAARD, TOTAL.

CERTIFICATE

I, P. Kay Cmelik, 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