

★ Roll Call Number  
09-1078

Agenda Item Number  
17

Date June 22, 2009

WHEREAS, John Riccio has a workers' compensation claim against the City arising out of an April 27, 2006 injury and April 28, 2008 re-injury; and

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

WHEREAS, Mr. Riccio has been assigned an impairment rating of 11% to the body as a whole, which has been paid, along with an additional 8% industrial disability payment on a voluntary basis; and

WHEREAS, the Legal Department has negotiated a settlement of the remaining industrial disability; and

WHEREAS, it is the opinion of the Legal Department that the settlement of the lawsuit 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 \$32,789.80 to John Riccio and his attorney, Jerry Jackson, Moranville & Jackson, P.C., 1601 22nd St., Ste. 305, 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 EN301 PWK071600.

FORM APPROVED:

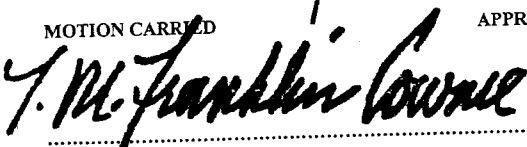
MOVED BY Vlassis TO ADOPT

  
Angela T. Althoff  
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
HENSLEY	✓			
KIERNAN	✓			
MAHAFFEY	✓			
MEYER	✓			
VLASSIS	✓			
TOTAL	7			

MOTION CARRIED

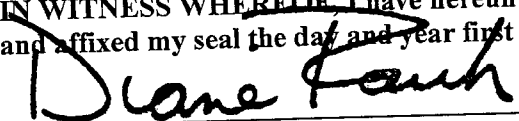
APPROVED

  
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