



Roll Call Number

10-196

Agenda Item Number

28B

Date February 8, 2010

WHEREAS, Gary Rebel, a WRA employee, alleges he sustained a workers' compensation injury to his neck on July 9, 2007; and

WHEREAS, the claimant alleges he incurred these injuries within the course and scope of his employment; and

WHEREAS, the City has negotiated a full and final contested case settlement of the workers' compensation claim arising out of the July 9, 2007 injury; and

WHEREAS, it is the opinion of the Legal Department that it would be in the best interest of the City of Des Moines to pay \$20,000.00 to settle this contested claim; NOW, THEREFORE,

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

That payment in the amount of \$20,000.00 be made and is hereby approved to Gary Rebel and his attorney, David Lawyer, 4090 Westown Parkway, Suite E, West Des Moines, Iowa 50266, and the Finance Director is authorized and directed to draw a warrant accordingly under Fund Codes 529810 AG251 WRA770106.

FORM APPROVED:

MOVED BY

Hensley

TO ADOPT

Angela T. Althoff
Assistant City Attorney

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, COLEMAN, GRIESS, HENSLEY, MAHAFFEY, MEYER, MOORE, and TOTAL (7).

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.

T. M. Franklin Council Mayor

Diane Rauh City Clerk