



Roll Call Number

10-1550

Agenda Item Number

20

September 27, 2010

Date

WHEREAS, John Sposeto, a former Public Works employee, suffered injuries to his shoulders, neck, elbows, back and right knee and ankle while working for the City on various dates, including June 18, 2008; and

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

WHEREAS, Mr. Sposeto has now received ratings from an independent medical exam totaling 22% to the body as a whole; and

WHEREAS, the City has negotiated a settlement of all pending claims; and

WHEREAS, it is the opinion of the Legal Department that payment of the proposed settlement 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:

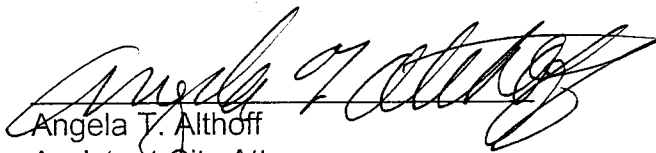
That payment of \$70,000.00 to John Sposeto and his attorney, Robert E. McKinney, PO Box 609, 480 Sixth Street, Waukee, IA 50263-0609, be made and the same is hereby approved and the Finance Director is authorized and directed to draw a warrant accordingly under Fund Codes 529810 SP360 PWK100400.

FORM APPROVED:

MOVED BY

Moore

TO ADOPT

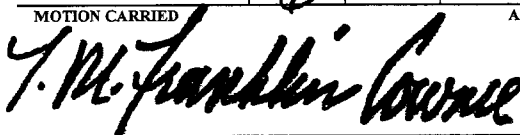

Angela T. Althoff
Assistant City Attorney

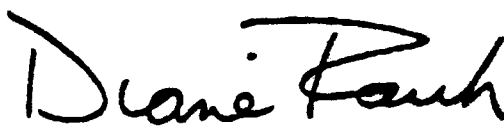
COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GRIESS	✓			
HENSLEY				✓
MAHAFFEY	✓			
MEYER	✓			
MOORE	✓			
TOTAL	6			1

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
Mayor


Diane Rauh
City Clerk