

★ Roll Call Number  
10-1895

Agenda Item Number  
61

Date November 8, 2010

RESOLUTION APPROVING THE NEGOTIATED SETTLEMENT  
 AGREEMENT BETWEEN  
 THE CITY OF DES MOINES AND KARTAR, LLC d/b/a UNIVERSITY GROCERIES

WHEREAS, On October 15, 2010 the City of Des Moines filed a complaint against Kartar, LLC d/b/a University Groceries with the Alcoholic Beverages Division of the Iowa Department of Commerce for allegations concerning criminal activity occurring on the University Grocery property located at 2121 University Ave.; and

WHEREAS, the City and University Grocery, through counsel, have negotiated the attached settlement agreement subject to Council approval and then approval of the State Alcoholic Beverages Division administrator; and

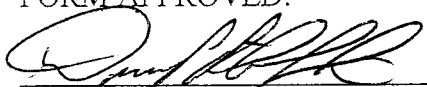
WHEREAS, approval of the negotiated settlement agreement is in the best interest of the City of Des Moines;

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

The attached negotiated settlement agreement is hereby approved and the legal department is authorized to execute and file the agreement with the Iowa Department of Commerce Alcoholic Beverages Division for approval by its administrator.

MOVED BY Hensley TO ADOPT.

FORM APPROVED:

  
 Douglas P. Philip  
 Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GRIESS	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MEYER	✓			
MOORE	✓			
TOTAL	7			
MOTION CARRIED			APPROVED	

T. M. Franklin Council 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.

Diane Rauh City Clerk